

General Assembly Action 2023 Regular Session

Informational Bulletin No. 264

May 2023



Kentucky Legislative Research Commission

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The Kentucky Legislative Research Commission is a 16-member committee that comprises the majority and minority leadership of the Kentucky Senate and House of Representatives. Under Chapter 7 of the Kentucky Revised Statutes, the Commission constitutes the administrative office for the Kentucky General Assembly. Its director serves as chief administrative officer of the legislature when it is not in session. The Commission and its staff, by law and by practice, perform numerous fact-finding and service functions for members of the General Assembly. The Commission provides professional, clerical, and other employees required by legislators when the General Assembly is in session and during the interim period between sessions. These employees, in turn, assist committees and individual members in preparing legislation. Other services include conducting studies and investigations, organizing and staffing committee meetings and public hearings, maintaining official legislative records and other reference materials, furnishing information about the legislature to the public, compiling and publishing administrative regulations, administering a legislative intern program, conducting a pre-session orientation conference for legislators, and publishing a daily index of legislative activity during sessions of the General Assembly.

The Commission also is responsible for statute revision; publication and distribution of the *Acts* and *Journals* following sessions of the General Assembly; and maintenance of furnishings, equipment, and supplies for the legislature.

The Commission functions as Kentucky's Commission on Interstate Cooperation in carrying out the program of The Council of State Governments as it relates to Kentucky.

General Assembly Action 2023 Regular Session

A Staff Summary Of Legislative Enactments

Informational Bulletin No. 264

Legislative Research Commission

Frankfort, Kentucky

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Foreword

The 2023 Regular Session of the General Assembly convened on Tuesday, January 3, 2023, and adjourned *sine die* Thursday, March 30, 2023, having met for 30 legislative days.

During the 2023 Regular Session, the General Assembly took the following actions:

- A total of 876 bills were introduced, including 282 Senate bills and 594 House bills.
- A total of 371 resolutions were introduced including 245 Senate simple resolutions, 19 Senate joint resolutions, 7 Senate concurrent resolutions, 55 House simple resolutions, 29 House joint resolutions, and 16 House concurrent resolutions.
- The Governor vetoed 10 Senate bills, 6 House bills, and 1 House joint resolution.
- The General Assembly overrode the vetoes of 9 Senate bills, 5 House bills, and 1 House joint resolution.
- A total of 76 Senate bills, 4 Senate joint resolutions, 100 House bills, 7 House joint resolutions, and 2 House concurrent resolutions became law.

This informational bulletin summarizes the bills and resolutions that were delivered to the Governor and the Secretary of State. It was prepared by the staff of the Legislative Research Commission.

Jay D. Hartz
Director

Legislative Research Commission
Frankfort, Kentucky
May 2023

Bill Numbers To Acts Chapters

Bill Number	Acts Chapter										
SB 3	99	3	SB 135	57	135	HB 76	62	76	HB 338	149	338
SB 4	118	4	SB 141	128	141	HB 78	108	78	HB 345	182	345
SB 5	120	5	SB 144	13	144	HB 83	177	83	HB 349	150	349
SB 7	133	7	SB 145	93	145	HB 115	169	115	HB 353	166	353
SB 9	110	9	SB 150	132	150	HB 125	187	125	HB 360	92	360
SB 10	1	10	SB 153	35	153	HB 130	10	130	HB 369	87	369
SB 12	14	12	SB 156	55	156	HB 144	126	144	HB 373	170	373
SB 20	50	20	SB 160	157	160	HB 146	80	146	HB 380	103	380
SB 25	56	25	SB 162	106	162	HB 148	86	148	HB 387	25	387
SB 28	15	28	SB 163	129	163	HB 150	7	150	HB 391	60	391
SB 30	81	30	SB 165	123	165	HB 153	117	153	HB 392	8	392
SB 37	136	37	SB 169	41	169	HB 157	115	157	HB 393	63	393
SB 40	162	40	SB 190	114	190	HB 160	37	160	HB 394	88	394
SB 42	48	42	SB 192	72	192	HB 164	44	164	HB 395	142	395
SB 43	47	43	SB 199	163	199	HB 165	24	165	HB 401	167	401
SB 46	16	46	SB 203	59	203	HB 167	95	167	HB 429	101	429
SB 47	146	47	SB 206	178	206	HB 170	30	170	HB 433	33	433
SB 48	124	48	SB 209	130	209	HB 172	70	172	HB 442	26	442
SB 49	54	49	SB 213	22	213	HB 176	100	176	HB 444	20	444
SB 52	189	52	SB 226	138	226	HB 180	77	180	HB 448	116	448
SB 54	67	54	SB 229	107	229	HB 188	42	188	HB 502	61	502
SB 57	64	57	SB 241	139	241	HB 191	97	191	HB 506	71	506
SB 58	53	58	SB 247	158	247	HB 200	65	200	HB 519	143	519
SB 60	17	60	SB 263	179	263	HB 207	168	207	HB 522	152	522
SB 62	127	62	SB 268	174	268	HB 210	19	210	HB 534	27	534
SB 65	137	65	SB 277	159	277	HB 217	6	217	HB 535	153	535
SB 70	40	70	SB 281	82	281	HB 222	38	222	HB 538	76	538
SB 71	52	71	SB 282	173	282	HB 226	58	226	HB 540	104	540
SB 72	5	72	SJR 54	46	54	HB 232	11	232	HB 544	78	544
SB 75	119	75	SJR 58	79	58	HB 236	94	236	HB 547	89	547
SB 79	172	79	SJR 79	18	79	HB 237	39	237	HB 551	147	551
SB 80	109	80	SJR 98	49	98	HB 238	36	238	HB 553	175	553
SB 81	154	81	HB 1	3	1	HB 241	31	241	HB 568	144	568
SB 89	102	89	HB 2	2	2	HB 244	151	244	HB 586	90	586
SB 93	155	93	HB 3	105	3	HB 248	85	248	HB 587	28	587
SB 94	73	94	HB 4	140	4	HB 249	96	249	HB 594	4	594
SB 96	183	96	HB 5	148	5	HB 262	111	262	HCR 5	112	5
SB 99	91	99	HB 9	186	9	HB 264	122	264	HJR 7	43	7
SB 101	69	101	HB 13	121	13	HB 287	32	287	HJR 37	98	37
SB 107	134	107	HB 21	185	21	HB 302	74	302	HJR 38	160	38
SB 110	51	110	HB 29	188	29	HB 303	75	303	HJR 39	9	39
SB 111	180	111	HB 32	68	32	HB 311	181	311	HJR 49	161	49
SB 112	29	112	HB 36	176	36	HB 313	12	313	HCR 59	113	59
SB 119	34	119	HB 39	125	39	HB 319	164	319	HJR 69	145	69
SB 120	23	120	HB 56	184	56	HB 320	66	320	HJR 76	83	76
SB 122	135	122	HB 62	84	62	HB 329	141	329			
SB 123	156	123	HB 64	171	64	HB 331	165	331			
SB 126	131	126	HB 75	21	75	HB 334	45	334			

Senate Bills

SB 3

AN ACT relating to the educators' liability insurance and making an appropriation therefor.

Creates a new section of KRS Chapter 161 to establish the Educators Employment Liability Insurance Program to provide excess liability coverage for certified employees of public schools and requires the Department of Education to promulgate administrative regulations to implement the program; and amends KRS 160.105 to require the Kentucky Board of Education to require a district to provide each certified employee with primary liability insurance; APPROPRIATION.

SB 4

AN ACT relating to the retirement of fossil fuel-fired electric generating units and declaring an emergency.

Creates a new section of KRS Chapter 278 to define terms; creates a new section of KRS Chapter 278 which authorizes the Public Service Commission to approve or deny the retirement of an electric generating unit owned by a utility; requires the utility to provide the Public Service Commission with notice 30 days prior to submitting an application to retire an electric generating unit; allows the Public Service Commission 180 days to make a final determination of an administratively complete application; establishes a rebuttable presumption against the retirement of fossil-fired electric generating units; prohibits the Public Service Commission from authorizing a decommissioning surcharge or taking any action for recovery of assets including stranded costs unless the presumption is rebutted by the utility; establishes prerequisites for any replacement generation to ensure the reliability and resilience of the electric grid and to prevent negative impacts on rate-payers; and requires the Public Service Commission to submit an annual report on retirements of electric generating units by December 1 to the Legislative Research Commission each year and sets forth the contents of the report; EMERGENCY.

SB 5

AN ACT relating to education and declaring an emergency.

Creates a new section of KRS Chapter 158 to define "harmful to minors"; requires local boards of education to adopt a complaint resolution policy to address parent complaints about materials, programs, or events that are harmful to minors; requires the school to ensure that a student whose parent has filed a complaint does not have access to the material, program, or event; and requires the Kentucky Department of Education to promulgate a model complaint resolution policy; EMERGENCY.

SB 7

AN ACT relating to the administration of payroll systems and declaring an emergency.

Amends KRS 161.158 to remove reference to an employee's written consent as an exception to the prohibition of the district board from deducting membership dues; amends KRS 164.365 to prohibit the Kentucky Community and Technical College System from deducting labor organization membership dues for political activities; amends KRS 336.134 to prohibit any deduction from the wages, earnings, or compensation of any public employee for any dues, fees, assessments, or other charges to be held for, transferred to, or paid over to a labor organization, or political activities; amends KRS 336.135 to require a labor organization to transmit financial records detailing the quarterly expenses to its members; amends KRS 336.180 to define "political

activities,” “candidate,” “committee,” “contributing organization,” “contribution,” “election,” “electioneering communications,” “fundraiser,” “independent expenditure,” “labor organization,” “public employee,” “slate of candidates,” and “testimonial affair”; creates new sections of KRS Chapter 336 to prohibit public employers from assisting a labor organization or other entity in collecting funds or financial information if the funds are to be used for political purposes; prohibits application of these restrictions if deductions were made under bargaining agreements entered into before the effective date of this Act; and amends KRS 336.990 to create a penalty; EMERGENCY; VETOED; VETO OVERRIDDEN.

SB 9

AN ACT relating to hazing.

Creates new sections of KRS Chapter 508 to define “hazing,” “student,” and “organization”; establishes the elements of the crime of hazing and available defenses; establishes that hazing in the first degree is a Class D felony; establishes that hazing in the second degree is a Class A misdemeanor; establishes that any sentence imposed for hazing shall run concurrently with any sentence imposed under KRS 508.060 or 508.070 arising from the same act or occurrence; and provides that the Act may be referred to as Lofton’s Law.

SB 10

AN ACT relating to registration of professional employer organizations and declaring an emergency.

Amends KRS 336.236 to change the registration period for existing professional employer organizations as of July 14, 2022, to register with the Department of Workers’ Claims by July 15, 2024; amends KRS 336.248 to require professional employer organizations to report and pay all unemployment insurance fund contributions using the state employer identification number and contribution rate of the client between the effective date of the Act and December 31, 2024; provides that after January 1, 2025, the professional employer organization shall report and pay all unemployment insurance fund contributions using the state employer identification number and contribution rate of the professional employer organization; amends KRS 336.250 to prohibit professional employer organizations from operating in Kentucky after July 15, 2024, without registering with the Department of Workers’ Claims; provides that provisions in KRS 336.230 to 336.250 not amended in this Act are not changed; and prohibits the Education and Labor Cabinet from requiring or enforcing certain reporting or payment for the period between July 14, 2022, and when this Act takes effect; EMERGENCY.

SB 12

AN ACT relating to physician wellness programs.

Creates new sections of KRS Chapter 311 to define “physician wellness program” and “career fatigue”; establishes protections for physicians who participate in a physician wellness program; and affirms a physician’s obligation to report an impaired physician to the Kentucky Board of Medical Licensure.

SB 20

AN ACT relating to banning social media applications from state government technology and declaring an emergency.

Creates a new section of KRS Chapter 61 to prohibit the use or download of TikTok on any state government network or any state government-issued devices; directs the Commonwealth

Office of Technology and the legislative branch to implement controls to block access to TikTok on state government-issued devices and on any state government network; permits the judicial branch of state government to implement its own ban and restrictions of TikTok; permits executive branch agencies to use TikTok if necessary for law enforcement activities, or research on security practices and security threats, so long as the agency takes appropriate steps to obtain access without endangering the agency's network, or any network owned, operated, or under the control of state government; and exempts all public postsecondary education institutions from the requirements of this section; EMERGENCY.

SB 25

AN ACT relating to postsecondary readiness indicators and declaring an emergency.

Amends KRS 158.6455 to include achieving three hours of dual credit or qualifying for three hours of postsecondary articulated credit as a postsecondary readiness indicator; and prohibits requiring an apprenticeship, cooperative, or internship that is used as a postsecondary readiness indicator from being offered as only a high school course or during the regular school day, week, or year; EMERGENCY.

SB 28

AN ACT relating to small farm wineries and declaring an emergency.

Amends KRS 243.155 to allow a small farm winery to annually sell and deliver up to 12,000 gallons of wine produced by that small farm winery to any retail license holder; requires the small farm winery to register any of these products with the Department of Alcoholic Beverage Control unless they are already registered by a licensed wholesaler; directs the small farm winery to pay the wine wholesale tax and report self-distributed wines; authorizes a small farm winery to extend credit to retailers for up to 30 days; exempts small farm winery wholesalers; limits wine purchased between small farm wineries to 500 gallons per year per small farm winery; amends KRS 243.555 to allow a wholesaler or small farm winery to hold a storage license; and amends KRS 243.884 to include small farm wineries in the wholesale tax; EMERGENCY.

SB 30

AN ACT relating to the termination of automatic renewal offers and continuous service offers.

Creates new sections of KRS Chapter 365 to define "automatic renewal," "automatic renewal offer terms," "clear and conspicuous," "consumer," and "continuous service"; requires businesses to present automatic renewal or continuous service offer terms clearly and conspicuously to consumers before purchase; requires businesses to obtain the consumer's consent before charging the consumer; requires businesses to provide an acknowledgment that includes the terms, the cancellation policy, and information regarding how to cancel in a manner that can be retained by the consumer; requires businesses to provide consumers with an easy-to-use mechanism for cancellation; requires businesses to provide users who purchase in one medium the opportunity to terminate in the same medium, including online termination; requires businesses to provide a notice regarding material term changes prior to implementation; exempts certain businesses and services; allows the first offender businesses to cure its violation of this Act; allows the Attorney General to obtain injunctive relief and restitution for each violation of this Act; requires penalties for each violation of this Act not to exceed \$500; and exempts contracts entered into prior to the effective date; EFFECTIVE January 1, 2024.

SB 37

AN ACT relating to pharmacists.

Amends KRS 315.191 to modify the advisory council to the Kentucky Board of Pharmacy by changing the membership and duties of the council; VETOED; VETO OVERRIDDEN.

SB 40

AN ACT relating to deceased persons.

Amends KRS 72.405 to apply definitions to the entirety of KRS Chapter 72; creates new definition of “genetic tests”; expands definition of “post-mortem examination”; creates a new section of KRS Chapter 72 to require the Office of the Kentucky State Medical Examiner to perform and report the results of genetic testing on a deceased person in certain cases; requires information to be entered on the death certificate; creates a new section of KRS Chapter 2 to designate the fourth Thursday in March of each year as Tuskegee Airmen Commemoration Day; and provides that the Act may be cited as the Micah Shantell Fletcher Law.

SB 42

AN ACT relating to the state employee health plan.

Amends KRS 18A.2258 to require that by December 31, 2023, the secretary of the Finance Cabinet contract with an independent entity to monitor all Public Employee Health Insurance health care service benefit claims; excludes health care benefits for Medicare eligible retirees from the purview of the monitoring entity; and requires that the first quarterly report monitoring health care service benefit claims be submitted to the Legislative Research Commission by April 30, 2024.

SB 43

AN ACT relating to essential caregivers and declaring an emergency.

Amends KRS 216.505 to require the Cabinet for Health and Family Services to promulgate administrative regulations to require any health facility, health service, Medicaid waiver service, or psychiatric residential treatment facility to permit essential personal care visitors to visit a resident regardless of the resident’s communicable disease status during a communicable disease outbreak; EMERGENCY.

SB 46

AN ACT relating to the reorganization of the Office of State Veterinarian.

Amends KRS 246.030 to change the Office of State Veterinarian’s Division of Animal Health to the Division of Regulatory Field Services, changes the Division of Producer Services to the Division of Animal Health Programs, and establishes the Division of Emergency Preparedness and Response; and amends KRS 257.330, 257.350, 257.370, 257.380, 257.390, 257.400, 257.410, 257.420, 257.440, 257.450, 257.470, and 321.200 to conform.

SB 47

AN ACT relating to medicinal cannabis.

Creates various new sections of KRS Chapter 218A to establish a medicinal cannabis program; defines terms; establishes general legal protections for cardholders, cannabis businesses, medicinal cannabis practitioners, and other professionals involved in the medicinal cannabis industry; establishes the Cabinet for Health and Family Services as the state agency responsible for administering and regulating the medicinal cannabis program; establishes the Board of

Physicians and Advisors; establishes medicinal cannabis purchase and possession limits; prohibits the use of medicinal cannabis while operating a motor vehicle, smoking, and public consumption of medicinal cannabis; establishes employer rights; establishes civil rights related to medicinal cannabis; establishes the authorization process for medicinal cannabis practitioners; establishes responsibilities and duties of medicinal cannabis practitioners; establishes the medicinal cannabis patient registration process; establishes provisions related to medicinal cannabis businesses and the licensure process for medicinal cannabis businesses; permits local governments to prohibit the operation of cannabis businesses in their jurisdiction; establishes the cabinet's data maintenance requirements; establishes the cabinet's duties for administration and regulation including promulgation of administrative regulations; establishes that no third-party payer, including Medicaid and private insurance providers, is required to provide coverage for medicinal cannabis; exempts medicinal cannabis from the excise tax established in KRS 138.480 to 138.889; amends KRS 139.480 to exempt medicinal cannabis from the state sales tax; amends KRS 216B.402 to require hospitals to report cases of cannabinoid hyperemesis syndrome to the cabinet; amends KRS 218A.202 to permit the use of the electronic system for monitoring controlled substances for tracking and monitoring the medicinal cannabis program; amends KRS 218A.500 to exclude medicinal cannabis accessories from the definition of "drug paraphernalia"; amends KRS 260.850 to exclude medicinal cannabis from the definition of "industrial hemp"; amends KRS 342.815 to permit the employers' mutual insurance authority to deny coverage if providing coverage would subject the authority to violation of federal or state law; amends KRS 138.870, 218A.010, 218A.1421, 218A.1422, and 218A.1423 to conform; and certain sections EFFECTIVE January 1, 2025.

SB 48

AN ACT relating to state government operations.

Amends KRS 12.020 to remove the Office of the Ombudsman and Administrative Review from the Cabinet for Health and Family Services and to attach it to the Auditor of Public Accounts; amends KRS 12.020 and 194A.030 to dissolve the Department for Income Support from the Cabinet for Health and Family Services at a later effective date; dissolves the Office for Children with Special Health Care Needs from the Cabinet for Health and Family Services; removes the Disability Determination Services program from the Department for Income Support and places it within the Education and Labor Cabinet; amends KRS 13B.020 to remove disability determination hearings from the Department for Income Support and gives the responsibility of disability determination hearings to the Education and Labor Cabinet; amends KRS 15.055 to remove the Cabinet for Health and Family Services from promulgating administrative regulations and designates the Office of the Attorney General as the agency in charge of promulgating administrative regulations and publications of delinquent child support obligors; amends KRS 15.111 to require the Office of the Attorney General to conduct and provide oversight of administrating hearings as it relates to the Cabinet for Health and Family Services; requires the Office of the Attorney General, Division of Administrative Hearings, to report to the Cabinet for Health and Family Services, Office of Inspector General, any investigations, charges, or cases against employees of the Cabinet for Health and Family Services; creates a new section of KRS Chapter 43 to establish the Commonwealth Office of the Ombudsman and to list its duties and responsibilities; amends KRS 43.030 to remove the Commonwealth Office of the Ombudsman from the direct supervision of the assistant auditor; amends KRS 151B.015 to place the Disability Determination Services Program under the jurisdiction of the Education and Labor Cabinet; amends KRS 151B.212 to remove a representative from the Department for Income Support from

the Employment First Council and adds to the council a representative from the Education and Labor Cabinet; amends KRS 194A.030 to remove the Office of the Ombudsman and Administrative Review from the Cabinet for Health and Family Services; places the Office for Children with Special Health Care Needs within the Department for Public Health; removes guardian services from the Department for Aging and Independent Living and places those services within the Department for Community Based Services; amends KRS 194A.120 to remove the Office for Children with Special Health Care Needs from being a statutory agency attached to the Cabinet for Health and Family Services; amends KRS 197.105 to remove the cabinet from receiving deducted wages from child support from a prisoner and allows the Office of Attorney General to be paid those wages for disbursement; repeals, reenacts, and amends KRS 205.710 as a new section of KRS Chapter 15 to change definitions and to remove the cabinet from administering the child support program and shifts that responsibility to the Attorney General; repeals, reenacts, and amends KRS 205.712 as a new section of KRS Chapter 15 to remove the jurisdiction of child support enforcement from the Department for Income Support and to give that jurisdiction and responsibility to the Office of the Attorney General; requires the Cabinet for Health and Family Services task force to continue through the interim of 2023; requires the Department for Medicaid Services, Aging and Independent Living, and Behavioral Health, Developmental and Intellectual Disabilities to work together to identify and eliminate redundancies and barriers to administering Medicaid waivers; requires the Office of Human Resource Management and the Personnel Cabinet to work together to identify systemic barriers; removes the Disability Determination Services program from the Cabinet for Health and Family Services and places it within the Education and Labor Cabinet, and requires the Education and Labor Cabinet and the Cabinet for Health and Family Services to inform the General Assembly of any necessary legislative action that shall be taken; removes the Division of Adult Guardianship from the Department for Aging and Independent Living and places it within the Department for Community Based Services; requires the Office of the Attorney General and the Cabinet for Health and Family Services to issue a report of the progress of the transition plan moving the Child Support Enforcement Program; requires the Education and Labor Cabinet and the Cabinet for Health and Family Services to issue a report of the transition plan moving the Disability Determination Services Program; requires that all programmatic staff, personnel, records, files, equipment, resources, funding, and administrative functions of the Child Support Enforcement Program be transferred from the Cabinet for Health and Family Services to the Office of the Attorney General; requires that all programmatic staff, personnel, records, files, equipment, resources, funding, and administrative functions of the Disability Determination Services Program within the Cabinet for Health and Family Services be transferred to the Education and Labor Cabinet; requires that all programmatic staff, personnel, records, files, equipment, resources, funding, and administrative functions of the Office of the Ombudsman and Administrative review be transferred to the Commonwealth Office of the Ombudsman; requires reports to be submitted to the correct interim joint committees should the Legislative Research Commission dissolve the Interim Joint Committee on Health, Welfare, and Family Services; includes a severability clause; repeals, reenacts, and amends the following statutes as new sections in KRS Chapter 15: KRS 205.713, 205.720, 205.721, 205.725, 205.730, 205.732, 205.735, 205.745, 205.750, 205.752, 205.755, 205.765, 205.766, 205.767, 205.768, 205.7685, 205.769, 205.7695, 205.770, 205.772, 205.774, 205.776, 205.778, 205.7785, 205.780, 205.785, 205.790, 205.792, 205.793, 205.795, 205.796, 205.7965, 205.798, 205.800, 205.802, 341.412, 405.411, 405.430, 405.435, 405.450, 405.460, 405.463, 405.465, 405.467, 405.480, 405.490, 407.5102, 405.520, 407.5201, 407.5308, 407.5310, 407.5602, 407.5703, 407.5704, 407.5705, and 407.5708 to conform; repeals and

reenacts KRS 205.715 and 205.782 as new sections of KRS Chapter 15; amends KRS 45A.550, 70.325, 131.672, 205.172, 205.173, 205.191, 205.990, 205.992, 207.200, 209.005, 212.230, 224.46-335, 314.077, 403.090, 403.212, 405.405, 405.470, 405.500, and 407.5101 to conform; and establishes various effective dates.

SB 49

AN ACT relating to teacher certification and declaring an emergency.

Amends KRS 161.048, relating to alternative methods of teacher certification, to change the provisional certification period from two to four years for Option 6 and Option 7 for a total of five years; and allows any person receiving emergency teaching certification during the 2022-2023 school year to be eligible to renew that certification during the 2023-2024 school year; EMERGENCY.

SB 52

AN ACT relating to the collection of fees in a county containing a consolidated local government.

Amends KRS 64.012 to require the document storage fee to be held in a separate fund by the county clerk in a county containing a consolidated local government; specifies uses for the revenues generated by the fee; requires reporting; and amends KRS 137.115 to require, in a county containing a consolidated local government, that specific license fees be payable to an agency of the consolidated local government as designated by its council.

SB 54

AN ACT relating to Kentucky educational excellence scholarships.

Amends KRS 164.7884 to define “proprietary school,” “qualified proprietary school program,” “approved workforce solutions training program,” and “eligible college of art and design”; allows use of Kentucky Educational Excellence Scholarship funds for enrollment in a qualified proprietary school program, a workforce solutions training program offered by the Kentucky Community and Technical College System, and approved by the authority or at an eligible college of art and design; and amends KRS 165.7879 to allow a student who attends an out-of-state high school or Department of Defense school due to a parent’s military transfer to earn a KEES award if the student earned a base amount in a previous year at a Kentucky high school.

SB 57

AN ACT relating to the Cosmetology Licensure Compact.

Creates a new section of KRS Chapter 317A to adopt the Cosmetology Licensure Compact; creates definitions; establishes requirements for member states; requires licensees to apply to their home state for a multistate license; establishes criteria for applicants to apply for a multistate license; limits a licensee from a home state to possess a multistate license in only one member state at a time; requires a member state’s licensing authority to cooperate with the commission and with each entity exercising independent regulatory authority over the practice of cosmetology; authorizes a home state to impose adverse actions against a licensee’s multistate license issued by the home state; establishes powers of remote states participating in the compact; requires active military members or their spouses to designate a home state where the individual has a current license in good standing; allows active military members or their spouses to retain their home state designation during any period of service when that individual or their spouse is on active duty; creates the Cosmetology Compact Commission; authorizes the commission to establish an

executive committee to act on behalf of the commission; establishes the responsibilities of the commission and executive committee; requires the commission to develop, maintain, operate, and utilize a coordinated database and reporting system that contains licensure, adverse actions, and the presence of current significant investigative information on all licensed individuals in member states; establishes procedures for dispute resolution between the commission and licensees; establishes withdrawal procedures for member states; and provides for severability for any provision in the compact that is contrary to the constitution of any party state or of the United States of the applicability thereof to any government, agency, person, or circumstance.

SB 58

AN ACT relating to professions assessing hearing and speech.

Repeals and reenacts KRS 334.010, 334.200, and 334A.020 to define “practice of selling and fitting hearing instruments”; amends KRS 334.010 to update the definition of “practice of fitting hearing instruments”; replaces the definition of “hearing instrument” with “over-the-counter hearing aid”; defines “prescription hearing aid”; requires those licensed under KRS Chapter 334 to adhere to the current federal labeling requirements of over-the-counter hearing aids; requires those authorized under KRS Chapter 334 to abide by the federal age restriction requirements for over-the-counter hearing aids; amends KRS 334.200 to eliminate requirements for individuals licensed under KRS Chapter 334 to sell or fit a hearing instrument; establishes requirements for content included in a written agreement, offer to purchase, or receipt for a hearing instrument that is sold to a person; and creates a new section of KRS Chapter 334A to specify tasks that a speech-language pathology assistant may and shall not do.

SB 60

AN ACT relating to the operation of a motorcycle.

Amends KRS 176.5062, regarding approved motorcycle safety education courses, to exempt applicants for a motorcycle operator’s license who have passed such a course from written and skills testing required under KRS 186.480; amends KRS 186.416 to allow military personnel stationed outside the state and their spouses or dependents to submit documentation to obtain a motorcycle endorsement on an existing operator’s license either through mail or electronically; amends KRS 186.450 to exempt individuals who have passed an approved motorcycle safety education course from the requirement to obtain an motorcycle instruction permit prior to obtaining a motorcycle operator’s license; requires the Transportation Cabinet to promulgate administrative regulations to establish forms and procedures to facilitate submission of documentation; and amends KRS 186.480 to conform.

SB 62

AN ACT relating to privacy.

Creates a new section of KRS Chapter 61 to define terms; creates a new section of KRS Chapter 61 to prohibit a public agency from requiring an individual or nonprofit organization to compel the release of personal information, to release personal information in possession of the agency, or to require a contractor or grantee with the public agency to provide a list of nonprofit organizations to which it provides financial support; creates a new section of KRS Chapter 61 to create exceptions; creates a new section of KRS Chapter 61 to create penalties; creates a new section of KRS Chapter 61 to include a severability clause; and establishes the short title of Personal Privacy Protection Act.

SB 65

AN ACT relating to deficient administrative regulations and declaring an emergency.

Creates a new section of KRS Chapter 13A to nullify an Education and Labor Cabinet administrative regulation and any subsequently filed amendments after that administrative regulation was found deficient during the 2022 legislative interim; creates a new section of KRS Chapter 13A to nullify both the emergency and ordinary versions of three administrative regulations relating to Medicaid services after those administrative regulations were found deficient during the 2023 Regular Session of the General Assembly; creates a new section of KRS 13A to nullify the emergency version of the Board of Pharmacy administrative regulation on board-authorized protocols; requires the Department for Medicaid Services to reimburse providers under the fee schedule in effect as of January 1, 2023, for services rendered or initiated prior to the effective date of the Act; confirms that voided administrative regulations relating to Medicaid providers do not prevent the department from covering services initiated prior to the effective date of the Act; and authorizes the department to increase reimbursement rates after the effective date of the Act for dental, hearing, and vision services that were covered before January 1, 2023; EMERGENCY; VETOED; VETO OVERRIDDEN.

SB 70

AN ACT relating to a pilot program for performance-based professional development.

Amends KRS 156.560 to implement the performance-based professional development pilot project from the 2023-2024 school year through the 2025-2026 school year; and requires the Kentucky Department of Education to report on the project by August 1, 2027.

SB 71

AN ACT relating to organ donation.

Amends KRS 311.1925 to add other adults related to the decedent by blood, marriage, or adoption to the hierarchy of those who can authorize an anatomical gift; amends KRS 311.1929 to add research for the advancement of donation and transplantation as an acceptable use by medical institutions receiving the donation; amends KRS 311.1936 to specify the examination period and to allow a hospital to conduct a standard medical evaluation to ensure medical stability of the donated part; amends KRS 311.1947 to add donation for therapy, education, and research for advancement of donation and transplantation science to the statewide electronic registry for organ and tissue donations; and amends KRS 311.1943 to conform.

SB 72

AN ACT relating to motor vehicle titles.

Amends KRS 186A.170, regarding the Department of Vehicle Regulation's processing of titles, to restrict the department's ability to exempt rebuilt and salvage vehicles from the speed title process and sets time frames for speed title processing for these vehicles.

SB 75

AN ACT relating to motor vehicle parking authorities.

Creates a new section of KRS Chapter 67A to require a parking authority in an urban-county government to submit fees, rates, budgets, and budget amendments to the governing body of the urban-county government; and establishes administrative guidelines for implementation.

SB 79

AN ACT relating to the Safe at Home Program.

Amends KRS 14.260 to change the name of the address protection program to the Safe at Home Program; amends KRS 14.300 to include definitions of “application assistant” and “human trafficking”; amends KRS 14.302 to set forth the intentions of the Safe at Home Program; amends KRS 14.304 to specify who may apply to be a part of the Safe at Home Program; establishes additional information that must be contained in an application for the Safe at Home Program and allows applicants to consult with application assistants; extends the certification of applicants from two years to four years and allows the applicant to request that state and local agencies be notified of participation in the Safe at Home Program; restricts the disclosure of a program participant’s participation in the program absent written consent from the program participant; allows individuals who participate in a similar program in another state to be approved for the program in Kentucky; and amends KRS 23A.208 and 24A.178 to conform.

SB 80

AN ACT relating to public safety.

Amends KRS 17.510 to provide registrants who do not have an established and fixed residence of regular return to report in person to their local probation and parole office every 30 days; amends KRS 17.545 to prohibit registered sex offenders from loitering within 1,000 feet of or working in or operating any mobile business within 1,000 feet of the clearly defined grounds of a school, publicly owned or leased playground, day care, publicly owned or leased swimming pool, or splash pad; defines “mobile business” and “loitering”; amends KRS 403.720 to add adult siblings to the definition of “family member”; amends KRS 508.025 to include health care providers working in an emergency room to the list of protected workers for the offense of assault in the third degree; amends KRS 532.100 to conform; and provides that the new provisions of KRS 17.510 shall take effect on January 1, 2024.

SB 81

AN ACT relating to private and parochial school calendars.

Amends KRS 158.080 to require private and parochial schools certified in accordance with KRS 156.160(3) to operate on a school calendar with a minimum school term and student instructional year as defined in KRS 158.070 instead of for a term not less than the public school district in which the child resides.

SB 89

AN ACT relating to the reemployment of retired urban-county government police officers and declaring an emergency.

Creates a new section of KRS Chapter 67A authorizing urban-county governments to reemploy police officers who have retired from the urban-county government Police and Fire Fund provided the retiree participated in the Law Enforcement Foundation Program, was a service retiree, has been separated from employment for at least 30 days with no prearranged agreement to return to work for the urban-county government, and had no administrative charges pending at retirement; provides that retired police officers reemployed under this section shall be hired for a one-year term subject to annual renewal by the employing urban-county government; provides that individuals employed under this section shall continue to receive all retirement and retiree health insurance benefits to which they are entitled but shall not accrue additional retirement and health insurance benefits as a result of reemployment; specifies that no retirement contributions shall be

made to the retirement funds during the period of reemployment; and limits the number of retired police officers under this section to the greater of 25 or a number equal to 10 percent of the police officers employed by the urban-county government in the preceding year; EMERGENCY.

SB 93

AN ACT relating to school property in Lewis County.

Removes the restrictions on the use and sale of property now held by the Lewis County Board of Education that were placed on the lot of ground in 1881-1882 Ky. Acts ch. 701.

SB 94

AN ACT relating to prescriptive authority.

Amends KRS 314.042 to establish new requirements related to “Collaborative Agreement for the Advanced Practice Registered Nurse’s Prescriptive Authority for Nonscheduled Legend Drugs” (CAPA-NS) and “Collaborative Agreement for the Advanced Practice Registered Nurse’s Prescriptive Authority for Controlled Substances” (CAPA-CS); establishes the CAPA-CS Committee; establishes membership and duties of the committee; creates a new section of KRS Chapter 218A to establish the Controlled Substances Prescribing Council; and establishes membership, duties, and reporting requirements of the council.

SB 96

AN ACT relating to motor vehicles.

Creates a new section of KRS Chapter 189 to allow a local government to issue permits for racing events, to set forth requirements for permitting and the operation of a racing event, and to prohibit racing events from crossing or using any state-maintained highway; and amends KRS 189.990 to establish a separate overweight fine schedule for violating a posted bridge weight limit on any state-maintained bridge that is more than 75 years old, requires signage be in place informing drivers of the fine and giving adequate notice for drivers to exit the highway, and provides that if such signs are not in place, violations will be penalized as ordinary overweight violations.

SB 99

AN ACT relating to disaster relief funding and declaring an emergency.

Creates a new section of KRS Chapter 12 to define “relief fund”; directs a government agency head, cabinet secretary, or appointed official to provide a report and analysis of all relief funds created to accept and expend funds received from any source to provide assistance for entities impacted by an emergency; directs a report to be submitted to the Legislative Research Commission by the end of each fiscal year; amends KRS 39A.303 and 39A.305 to allow moneys in the EKSAFE fund and the WKSAFE fund to be used as loans for the replacement, renovation, or expansion of essential government facilities including police, fire, and ambulance stations utilized above capacity during the disaster; amends KRS 39A.303 and 39A.305 to extend the provision that moneys in the EKSAFE fund and WKSAFE fund shall be available and shall not lapse through June 30, 2026; creates new sections in KRS 39A.303 and 39A.305 to prescribe terms of loan and repayment structure and to provide that reimbursements received prior to July 1, 2026, shall be continuously appropriated; directs that the balance of reimbursement payments received in the funds after June 30, 2026, shall be deposited into the budget reserve trust fund; creates a new section of KRS Chapter 45 to establish the Kentucky contribution fund administered by the Public Protection Cabinet; requires the Public Protection Cabinet to promulgate administrative

regulations to develop a process to review and accept or deny applications for grant moneys from the fund and ensure delivery of the moneys to the applicant or the direct payment for funeral expenses; establishes eligibility for applicants and criteria for the use of moneys in the fund for assistance to small businesses, nonprofits, and residents in the designated disaster areas; creates a new section of KRS Chapter 45 to establish monthly reporting requirements of deposits to and expenditures from the fund; amends KRS 12.270 to conform; and amends 2022 (1st Extra. Sess.) Ky. Acts ch. 1, sec. 5, to delete language for requiring the lapse of restricted fund appropriation balance of the EKSAFE if the appropriation balance has not been awarded as of January 7, 2023; APPROPRIATION; EMERGENCY.

SB 101

AN ACT relating to peace officer contracts.

Amends KRS 16.050 to extend contracts subject to reimbursement for training costs to five years for state police officers; amends KRS 70.290 to extend contracts subject to reimbursement for training costs to five years for law enforcement officers employed by cities and counties; amends KRS 150.090 to include conservation officers; amends KRS 158.477 to include local boards of education which employ their own peace officers; defines police departments to include local school boards with their own peace officers as local law enforcement agencies; and amends KRS 183.881 to allow public airport boards to require a safety and security officer to enter an employment contract no longer than five years and, if the officer accepts a similar position within five years, to require the hiring entity to repay the airport board for training costs under certain circumstances.

SB 107

AN ACT relating to the state management of education and declaring an emergency.

Amends KRS 156.148 to require that the commissioner of education be subject to Senate confirmation in accordance with KRS 11.160; provides that the commissioner of education shall serve for a term not to exceed four years; and amends KRS 156.029 to prohibit ex officio and nonvoting members of the Board of Education from being represented by proxy at any meeting; APPROPRIATION; EMERGENCY; VETOED; VETO OVERRIDDEN.

SB 109

AN ACT relating to investment advisers.

Amends KRS 292.330 to establish registration exemptions for investment advisers; creates a new section of KRS Chapter 292 to establish a registration exemption for private fund advisers; establishes requirements for the exemption; directs where filings shall be made; requires investment advisers to comply with registration requirements within 90 days of becoming ineligible for exemption; and permits the commissioner of the Department of Financial Institutions to waive certain provisions; VETOED.

SB 110

AN ACT relating to health care.

Amends KRS 194A.705 to permit medication aides to administer oral or topical medication, or preloaded injectable insulin to a resident of an assisted living facility under the authority of an available licensed practical nurse, registered nurse, or advanced practice registered nurse; amends KRS 194A.710 to create a basic health care and health-related licensure category of assisted living facilities; requires the Office of the Inspector General to promulgate

administrative regulations to establish the licensure categories for assisted living facilities; amends KRS 314.091 to expand when the Kentucky Board of Nursing can suspend or reprimand a licensed nurse; amends KRS 314.101 to allow practice by licensed nurses from other states who are in the state on a nonroutine basis; amends KRS 314.121 to limit the nurse educators on the Kentucky Board of Nursing to no fewer than three and no more than six; and creates a new section of KRS Chapter 314 to require the Kentucky Board of Nursing to promulgate administrative regulations to establish requirements for the credentialing of medication aides.

SB 111

AN ACT relating to health care.

Amends KRS 194A.705 to permit medication aides to administer oral or topical medication or preloaded injectable insulin to a resident of an assisted living facility under the authority of an available licensed practical nurse, registered nurse, or advanced practice registered nurse; amends KRS 194A.705 to require unlicensed personnel who administer oral or topical medications to residents of an apartment-style personal care home to convert to a licensed assisted living community and comply no later than six months from the effective date of this Act; and amends KRS Chapter 212 to expand the requirements to serve as the director or commissioner of health in counties containing a city of the first class, an urban-county government, and an independent board of health to include non-physicians with at least a master's degree.

SB 112

AN ACT relating to the confidentiality of tax information.

Amends KRS 67.790 to allow former and present employees of a taxing district to divulge tax information when requested by a taxing jurisdiction for audit purposes; and makes technical changes.

SB 119

AN ACT relating to sex offenses.

Amends KRS 403.720 to remove "sexual abuse" from the definition of "domestic violence and abuse" and replace with "sexual assault"; defines "sexual assault"; and amends KRS 510.010 to redefine "sexual contact."

SB 120

AN ACT relating to residential communities.

Creates new sections of KRS Chapter 381 to define terms related to planned communities; requires newly organized planned communities to file a declaration in the office of the county clerk or clerks where the planned community is located; provides how an association shall be organized by declaration accompanied by bylaws that organize a board of directors and day-to-day functions of the board; provides the time period for periods of declarant control of the associations; provides for the duties and responsibilities of associations and their boards; provides for a process to amend declarations; provides requirements for declarations or bylaws of associations and for their board meetings; provides for rights and responsibilities of associations; requires associations to keep certain financial records; provides owners the right to examine and copy certain records of associations; allows associations to assess lot owners for certain expenses; provides for annual assessments of each lot unless established otherwise in the declaration or the governing documents of the association and for an annual budget to be adopted by the association's board; requires all owners, residents, tenants, and other persons to comply with any covenants,

conditions, and restrictions of planned communities and associations; provides for associations to have a continuing lien for non-payment of levied assessments; provides that an association shall not prohibit the outdoor display of political yard signs from 30 days before any primary, regular election, or special election until seven days after that election; and provides that the Act may be cited as the Planned Community Act.

SB 122

AN ACT relating to the Finance and Administration Cabinet and declaring an emergency.

Amends KRS 56.100, 56.120, and 56.160 to increase the self-insured retention amounts of the state fire and tornado insurance fund from \$1 million to \$10 million until June 30, 2025; amends KRS 56.180 to raise the fund balance threshold for when moneys will be transferred to the General Fund from \$10 million to \$100 million until June 30, 2025; and amends KRS 56.463 to designate the areas of the Capitol Annex and the parking spaces adjacent to the Capitol and Capitol Annex that are allocated to the General Assembly and the Legislative Research Commission; EMERGENCY; VETOED; VETO OVERRIDDEN.

SB 123

AN ACT relating to notarial acts.

Amends KRS 423.345 to allow notaries to perform notarial acts in another state if the notarial act is performed in a civil action or legal proceeding originating in the Commonwealth.

SB 126

AN ACT relating to venue and declaring an emergency.

Amends KRS 452.005 to establish the method for obtaining a change of venue in specified civil actions; and establishes venue for a claim against an agency of the state or a state officer; EMERGENCY; VETOED; VETO OVERRIDDEN.

SB 135

AN ACT relating to the Cabinet for Health and Family Services.

Creates a new section of KRS Chapter 211 to require the Cabinet for Health and Family Services to make information available on its website on perinatal mental health disorders; requires the Cabinet for Health and Family Services to create a panel composed of health care professionals to identify gaps in perinatal mental health disorders, to explore grants and other funding opportunities, and to submit an annual report; and directs the Cabinet for Health and Family Services to submit a state plan amendment application to the federal Centers for Medicare and Medicaid Services no later than November 1, 2023.

SB 141

AN ACT relating to local governments and declaring an emergency.

Creates a new section of KRS 65.8801 to KRS 65.8839 to allow cities that have chosen to use their own collection procedure for the collection of property taxes to place unpaid code enforcement liens on the property tax bill; establishes certain requirements for the lien and makes provisions for the collection of the unpaid or delinquent lien; amends KRS 91.481 to include any city adopting these provisions within the definition of “collector”; adds new sections placing a moratorium on city annexations until July 1, 2024; provides for conditions under which annexation may occur; provides standing for a challenge to annexations occurring within prescribed time

limits; creates the Task Force on Local Government Annexation; and establishes duties, membership, and reporting timelines of the task force; EMERGENCY.

SB 144

AN ACT relating to the Kentucky battlefield preservation fund.

Amends KRS 171.394 to require that matching nonstate funds from nonprofit organizations be dollar for dollar for Civil War sites and Underground Railroad sites and \$1 to each \$3 for Revolutionary War sites in order to receive funds from the Kentucky battlefield preservation fund; and requires that grants be based on the appraised value of the land or permanent protective interests and the matching fund ratios.

SB 145

AN ACT relating to interscholastic athletics.

Amends KRS 156.070 to provide that nonresident students enrolled pursuant to KRS 157.350(4)(b) that enroll after grade nine and participate in a varsity sport shall be ineligible to participate in interscholastic athletics for one year unless participation is permitted pursuant to a transfer rule adopted by the Kentucky Board of Education or the agency designated to manage interscholastic athletics; and authorizes the board or designated agency to promulgate administrative regulations.

SB 150

AN ACT relating to children.

Creates a new section of KRS Chapter 158 to establish definitions; requires specific parental notifications relating to services focused on human sexuality, contraception, or family planning from public schools; requires prior parental consent for changes to, or provision of, health or mental health services related to human sexuality, contraception, or family planning; requires parental notification and parental consent for any referral to an external health care provider; limits authority of the Kentucky Board of Education and Kentucky Department of Education in relation to parental rights, confidentiality, and a student's use of pronouns; prohibits district or school policies with the intent of keeping student information confidential from parents; prohibits a school district from requiring school personnel or pupils to use pronouns for a student that do not conform to that student's biological sex; provides conditions for student confidentiality; includes requirement that specific questionnaires or screening forms given to a child receive parental consent and review and forbids general consent; allows district personnel to seek or provide emergency medical or mental health services pursuant to district policy; specifies that nothing in Section 1 shall remove the duty to report a dependent child or abused or neglected child due to risk of physical or emotional injury; amends KRS 158.1415 to establish requirements for any public school's course, curriculum, or program on the subject of human sexuality; requires school councils or principals to adopt policies ensuring that children in grade five and below do not receive any instruction on human sexuality or sexually transmitted diseases or that any child does not receive instruction or presentation that has a goal or purpose of students studying or exploring gender identity, gender expression, or sexual orientation; requires school councils to adopt policies to notify parents in advance and obtain parental consent for any instruction in grade six or above on human sexuality or sexually transmitted diseases; creates a new section of KRS Chapter 158 to establish definitions, makes findings related to the privacy rights of students, and requires a local board of education to adopt policies to protect those privacy rights that include restrictions for the use of restrooms, locker rooms, or shower rooms that are reserved for students of a different

biological sex; creates a new section of KRS Chapter 311 to define “minor” and “sex”; prohibits a health care provider from providing services to a minor for the purpose of attempting to alter the appearance or perception of the minor’s sex with certain exceptions; requires a licensing or certifying agency to revoke a health care provider’s licensure or certification for finding of violation; permits civil action for injury suffered as a result of a violation by the age of 30 years or within three years of discovering that damages were caused by the violation; and permits treatment of a minor to taper off; EMERGENCY; VETOED; VETO OVERRIDDEN.

SB 153

AN ACT relating to state government.

Amends KRS 18.005 to change the definition of “career employee” and “classified employee” and delete the definition of “penalization”; amends KRS 18A.030 to require the secretary of the Personnel Cabinet to perform a classification and compensation study at least once every five years; amends KRS 18A.032 to add erratic, unsafe, and threatening behavior as a reason an eligible applicant may be removed from a register; amends KRS 18A.0551 to allow electronic notification of Personnel Board elections to classified employees; changes the responsibility of notifying classified employees of Personnel Board elections, providing ballots for voting, and tabulating the results from the Personnel Board to the Personnel Cabinet; allows the secretary of the Personnel Cabinet to promulgate administrative regulations to implement the changes to voting; amends KRS 18A.095 to remove “penalization”; provides a list of items that can be appealed to the Personnel Board; modifies appeal periods from 60 days to 30 days; changes the reviewer from the Personnel Board to the Personnel Cabinet for those employees whose name is removed from a register and who request a review; amends KRS 18A.110 to change the number of days for posting registers from ten days to five days; removes references to examinations, eligibles, and scores; repeals and reenacts KRS 18A.113 to define “furlough,” “reduction in hours,” and “layoff”; allows an appointing authority to lay off or furlough employees under certain circumstances; requires the secretary of the Personnel Cabinet to approve furloughs and layoffs; requires consideration of certain factors when determining which employees may be laid off; requires that a classified employee with status be provided a written notice of a layoff, furlough, or reduction in hours 30 days in advance; allows a classified employee with status who is laid off to be eligible as a reemployment applicant; allows the Personnel Cabinet to promulgate administrative regulations governing layoffs, furloughs, and reduction in hours; provides that furloughs, layoffs, or reductions in hours shall not be appealable to the Personnel Board; amends KRS 18A.025, 18A.0751, 18A.100, 18A.355, 48.130, 61.371, 61.373, and 61.375 to conform; and repeals KRS 18A.1131, 18A.1132, and 61.379.

SB 156

AN ACT relating to a statewide reading research center.

Amends KRS 164.0207 to establish a statewide reading research center; directs the center and the Kentucky Department of Education (KDE) to establish annual goals and performance objectives; requires KDE to make annual programming and funding recommendations for the center; requires KDE to select the center through a competitive proposal process by July 1, 2024, for a five-year contract; amends KRS 158.305 to require superintendents and public charter school boards to adopt a common comprehensive reading program that is determined by KDE to be reliable, valid, and aligned to required reading and writing standards; amends KRS 151B.406, 151B.409, 154A.130, 156.553, 158.305, 158.792, 158.840, and 164.035 to conform; and makes Sections 1 through 9 of the Act take effect July 1, 2024.

SB 160

AN ACT relating to STABLE Kentucky accounts.

Amends KRS 16A.260 to exempt moneys in a STABLE Kentucky account from attachment, execution, or garnishment; requires that moneys in a STABLE Kentucky account be disregarded for the purpose of determining eligibility for or the amount of public assistance; requires that moneys in a STABLE Kentucky account be transferred to the estate of the designated beneficiary upon the death of the designated beneficiary; and amends KRS 41.415 to make technical corrections and to conform.

SB 162

AN ACT relating to public safety, making an appropriation therefor, and declaring an emergency.

Amends KRS 15A.020 to reorganize the Department of Juvenile Justice; amends KRS 15A.061 to require the Justice and Public Safety Cabinet to maintain a comprehensive data system for the Department of Juvenile Justice; amends KRS 15A.063 to add two members of the Senate and two members of the House of Representatives as ex officio nonvoting members of the Juvenile Justice Oversight Council; amends KRS 15A.063 to move the council from the Justice and Public Safety Cabinet to the Legislative Research Commission for administrative purposes; amends KRS 15A.305 to provide additional requirements for facilities operated under the statewide juvenile detention plan including providing appropriate defensive equipment to staff and returning to a uniform requirement for correctional officers; requires the reinstatement of a management training program; establishes authority for transfer of a juvenile to another facility under specified conditions; requires the Department for Medicaid Services to apply for an amendment to the submitted waiver to allow Medicaid coverage for youth incarcerated in Department of Juvenile Justice facilities; requires the Justice and Public Safety Cabinet to submit and implement various plans within specified time frames with reporting to the Legislative Research Commission; directs the office of the Auditor of Public Accounts to enter into a contract with a third party to conduct a performance review of the Department of Juvenile Justice; and sets parameters for the contract for the performance review; APPROPRIATION; EMERGENCY.

SB 163

AN ACT relating to transportation and declaring an emergency.

Amends KRS 177.074 to give the General Assembly the authority to designate artists for inclusion as an honoree on the Country Music Highway on United States Route 23; amends KRS 186.240 to identify the mottos and slogans that may appear on a standard issue motor vehicle license plate; amends KRS 186A.120 to prohibit the Transportation Cabinet from requiring that a member of the Armed Forces stationed in Kentucky obtain a Kentucky operator's license in order to register a motor vehicle in the Commonwealth; amends KRS 190.070 to prohibit manufacturers and other licensees from requiring remodeling of a dealership within 10 years of a previously required improvement, using motor vehicles in transit in any sales formula to the detriment of the dealer, offering the sale of new motor vehicles outside a franchised dealer, or failing to assign reservations and purchase requests received by a manufacturer to a dealer; and amends KRS 186.240 (effective January 1, 2024) to conform; EMERGENCY.

SB 165

AN ACT relating to consumer loan companies.

Amends KRS 286.4-530 and 286.4-533 to modify permitted loan charges for consumer loan companies; and makes technical corrections.

SB 169

AN ACT relating to public-private partnerships.

Amends KRS 65.028, relating to public-private partnerships, to redefine “local government” to include local school districts; and grants a local board of education the authority to enter into public-private partnerships on behalf of a local school district.

SB 190

AN ACT relating to actions of government officials.

Creates a new section of KRS Chapter 12 prohibiting local governments and the Commonwealth from granting subpoena powers to other bodies without statutory authority to do so; amends KRS 83A.030 to establish guidelines for changing the number of legislative body members in mayor-council form of government; amends KRS 83A.040 to allow submission of resignation via electronic mail and to establish effective date of resignation if none is provided by the resignation itself; amends KRS 83A.045 to require that any ordinance eliminating a nonpartisan primary or repealing an ordinance eliminating a nonpartisan primary be filed with the county clerk in the year prior to the year in which city elections are to be held; and amends KRS 83A.100 to require that any redistricting be accomplished no later than November in the year preceding elections.

SB 192

AN ACT relating to investor-owned electric utilities.

Creates new sections of KRS Chapter 278 to define terms; gives permissive authorization to an investor-owned electric utility to apply to the Public Service Commission to finance through securitization both extraordinary costs and costs associated with the retirement of electric generation of more than \$200 million for a single regulatory asset or more than \$275 million for multiple regulatory assets; prescribes the contents of an application for a financing order; establishes a filing deadline window for the application for a financing order; prescribes the way proceedings of the commission will handle applications for financing orders; requires a decision of the commission on securitization and the surcharge to be predicated on fair, just, and reasonable rates and the public interest of the utility customers; allows for securitization of deferred costs, judicial review, obtaining advisors and other consultants; requires the commission to make a decision in 180 days; establishes an issuance advice letter process; prescribes the contents of a financing order; establishes the method for the utility to put a securitization surcharge on customer bills and makes the charge irrevocable; establishes a formula-based true-up mechanism for reconciling overcollection or undercollection of the surcharge and makes the true-up of the surcharge semi-annual; establishes a method of tracing funds and allows for approval to change the method; allows the commission to issue a disapproval letter to stop the issuance of securitized bonds; makes the financing order effective regardless of reorganization, bankruptcy, or other insolvency proceedings of an electric utility; allows for refunding bonds through a subsequent financing order; allows for the transfer of securitized property and interests in the property to others and maintains the property right and interest until the securitized bonds are paid in full; clarifies that the value of securitized property is from a grant of security interest for the purposes of

establishing a lien; clarifies that the transfer of securitized property is a transaction free and clear; binds the Public Service Commission and the Commonwealth to the final order regarding the financing order; allows for sequestration of payment by a court and create a priority of liens, perfection, and enforcement; requires the lien to be recorded in the Office of the Secretary of State and allows for a right to sue; states that securitized bonds are not a debt of the Commonwealth or any other agency of the state and that there is no requirement to levy taxes or make appropriations to pay off securitized bonds; requires that the bonds are not a debt of the electric utility; creates a list of prohibited actions by state agencies; identifies agents that are not allowed to invest in the bonds; clarifies that an assignee of financing party is not an electric utility; and allows severability if any provision is invalidated.

SB 199

AN ACT relating to crimes and punishments.

Amends KRS 189A.105 to require a qualified medical professional to withdraw a blood sample when presented with a search warrant or court order to withdraw blood; provides criminal and civil immunity to qualified medical professionals and medical care facilities that withdraw blood when presented with a search warrant or court order; creates a new section of KRS Chapter 508 to define terms; criminalizes the use of tracking devices on motor vehicles without the consent of the owner or the lessee of the vehicle; establishes penalties; and provides exceptions.

SB 203

AN ACT relating to privacy.

Creates a new section of KRS 403 to place additional safeguards on medical and mental health records to protect the confidential nature; and makes a technical correction to provisions relating to nondisclosure of personal information in 2023 RS SB 62/EN.

SB 206

AN ACT relating to retirement funds of urban-county governments.

Amends KRS 67A.430 to increase the minimum monthly annuity from the Police and Fire Retirement Fund of urban-county governments to \$1,500 per month effective July 1, 2023, except for those individuals receiving a non-occupational disability; and makes technical changes.

SB 209

AN ACT relating to health care.

Amends KRS 205.532 to direct the Department for Medicaid Services to designate a single credentialing verification organization for all managed care organizations, if the managed care organizations do not establish a credentialing alliance by December 31, 2023; amends KRS 304.17A-164 to add an exemption for health savings account-qualified high-deductible health plans; and makes technical corrections.

SB 213

AN ACT relating to biosolids.

Creates a new section of Subchapter 50 of KRS Chapter 224 to require the Energy and Environmental Cabinet, within 60 days of the effective date of this Act, to promulgate new administrative regulations to regulate biosolids from wastewater treatment at a publicly owned treatment works in conformity with and no more stringent than federal standards under 40 C.F.R.

pt. 503 regarding the siting criteria and permitting conditions necessary to regulate the disposal of biosolids.

SB 226

AN ACT relating to environmental permitting.

Creates a new section of Subchapter 16 of KRS Chapter 224 to require the Energy and Environment Cabinet, when issuing permits under the Clean Water Act, to presume that water quality will be maintained if the permittee complies with technology-based effluent limitations for its industry or with species-specific protection measures imposed on its operations by another state or federal agency, to give substantial weight to evidence that discharges from similar operations have not impacted the same or similar threatened or endangered species, to not impose conditions that are more stringent than United States Fish and Wildlife Service requirements, to protect a threatened or endangered aquatic organism or habitat, and to presume that compliance with numeric water quality standards applicable to the discharge shall constitute compliance with narrative water quality standards applicable to outstanding state resources waters that support threatened or endangered species; requires the Energy and Environment Cabinet to clearly document its compliance with the requirements for the permit; provides that failure to clearly and adequately document compliance with the requirements of the section shall result in a stay in permit conditions for permits based on a narrative water quality standard for an outstanding state resource water upon the filing of a petition for an administrative hearing; amends KRS 224.10-225 to allow an applicant for a surface coal mining and reclamation operation to request for one-stop shopping for environmental permits; provides that failure of the Energy and Environment Cabinet to adhere to the timelines for Clean Water Act permitting issuances shall constitute the making of a final determination, which shall allow the applicant to initiate an action in the Circuit Court for the county where the surface coal mining and reclamation operation is located or initiate an administrative hearing; defines surface coal mining operations; amends KRS 224.16-050 to require the Energy and Environment Cabinet, when making a Clean Water Act Section 401 certification, to notify an applicant within 30 days of receiving an application if the application is incomplete; allows the applicant an additional 30 days to complete an incomplete application; requires the Energy and Environment Cabinet to make a certification determination within 60 days; provides that if the certification determination is not made within 60 days, then the certification requirements are waived unless a time extension is otherwise agreed upon; provides that Clean Water Act Section 401 certifications shall be limited to water quality impacts from the discharge only; strikes the requirement that the Governor must make a finding that the permitted activity would be in the best interests of the Commonwealth before the Energy and Environment Cabinet could engage in permitting and certification for the activity; and prohibits the Energy and Environment Cabinet from delaying the issuance of a Clean Water Act permit based on the need or receipt of any other federal, state, or local permit or certification; VETOED; VETO OVERRIDDEN.

SB 229

AN ACT relating to child abuse.

Amends KRS 620.030 to remove the requirement that a supervisor make an additional report to the proper authorities regarding a report made to them of suspected abuse; requires an oral report of child abuse and notification of a supervisor; adds the requirement that a supervisor cooperate with the investigation of a report; amends KRS 620.040 to require an agency that is the

reporting source to notify other involved agencies; and amends KRS 620.072 to provide that if an assessment requires a visit by the cabinet, it shall be announced or unannounced.

SB 241

AN ACT relating to the Department of Fish and Wildlife Resources, making an appropriation therefor, and declaring an emergency.

Amends 2022 Ky. Acts ch. 197, sec. 11, to direct the Department of Fish and Wildlife Resources to make the conservation easement acquisitions instead of the Finance and Administration Cabinet; deletes the provision requiring the Finance and Administration Cabinet to procure outside counsel; provides that the conservation easement transfers not be subject to KRS 382.850 if the conservation easements stipulate that they will not inhibit coal mining or oil and gas operations; allows the Department of Fish and Wildlife Resources to work with third parties, contractors, and partners to perform the due diligence necessary to complete the transactions; moves the closing date for the acquisitions back to June 30, 2024; provides that notwithstanding KRS 56.040, surveys for the lands involved in the transactions may be completed after closing; requires funds to be held in escrow to reconcile any differences in acreage of the lands once the surveys are completed; authorizes the Department of Fish and Wildlife Resources to sign all necessary documents to complete the transactions; requires the Finance and Administration Cabinet to deliver all documents relating to the due diligence it has already performed to the Department of Fish and Wildlife Resources on the effective date of the Act; allows the Department of Fish and Wildlife Resources to accept contracts that the Finance and Administration Cabinet has already entered into in the course of performing its due diligence; amends 2022 Kentucky Acts Chapter 199, Part I, Operating Budget, L. Tourism, Arts and Heritage Cabinet, 7. Fish and Wildlife Resources, (4) Kentucky Cumberland Forest Conservation Program, to provide that the \$3,875,000 one-time allocation in fiscal year 2022-2023 to support the Kentucky Cumberland Forest Conservation Program shall not lapse and shall carry forward; amends KRS 45A.295 to include the Department of Fish and Wildlife Resources in the definition of “state public purchasing unit”; amends KRS 45A.300 to prohibit the Finance and Administration Cabinet from excluding the Department of Fish and Wildlife Resources from any contracts available to multiple state agencies for the procurement of goods or services; amends KRS 45A.800 to add the Department of Fish and Wildlife Resources to several definitions for KRS Chapter 45A; amends KRS 45A.810 to create one or more engineering and engineering-related services section committees in the Department of Fish and Wildlife Resources and provides for the selection process for the members of the committees; amends KRS 56.040 to require the Department of Fish and Wildlife Resources to provide for the examination and certification of title when acquiring an interest in land from state funds; amends KRS 150.022 to remove language relating to the removal of a member of the Fish and Wildlife Commission by the Governor; requires that appointees for vacancies for unexpired terms for the Fish and Wildlife Resources Commission be subject to Senate confirmation; amends KRS 150.0242 to provide that the department shall not be subject to any provision of KRS Chapter 45A that requires Finance and Administration Cabinet’s approval for any part of its procurement process; requires the department to promulgate administrative regulations on or before January 1, 2024, implementing procedures for the procurement of engineering services; amends KRS 150.120 to remove the requirement that the Governor and the Finance and Administration Cabinet approve the department’s sale of contraband; subjects sales of contraband to audit by the Auditor of Public Accounts; amends KRS 150.152 to specify certain aspects of the audit of the department by the Auditor of Public Accounts; amends KRS 150.170 to provide for a five-acre minimum for a resident owner of farmlands to be hunting and fishing

license-exempt when fishing or hunting on their own lands; amends KRS 150.175 to change some department-issued license names and to remove the requirement that an applicant under the age of 16 get written consent from a parent before applying for a youth statewide hunting license; amends KRS 150.195 to specify entities authorized to sell licenses and permits issued by the department; amends KRS 150.250 to remove the requirement that the Governor and the secretary of the Finance and Administration Cabinet approve before the department can enter into a contract with the federal government; provides that the requirements of the Act apply to all procurements and acquisitions of interests in land undertaken by the department, including those commenced prior to the effective date of the Act; and amends KRS 45A.815, 45A.825, 45A.830, 45A.837, and 150.990 to conform; APPROPRIATION; EMERGENCY; VETOED; VETO OVERRIDDEN.

SB 247

AN ACT relating to transient public school students.

Creates a new section of KRS Chapter 158 requiring eligible students and their siblings to have the option to remain in the same school when changing residence within the same school district; defines “eligible student”; and requires the school district to provide transportation to the school from the student’s new residence unless the superintendent deems it impracticable.

SB 263

AN ACT relating to the regionalization of public water and wastewater systems.

Amends KRS 151.603 to establish planning cycles in five-year increments beginning in 2025; amends KRS 151.607 to make technical corrections and clarify that the project goals are to consolidate or merge management and operations; amends KRS 224A.011 to define “asset management plan” and “merger”; amends KRS 224A.300 to clarify the goal of offering secure water and adding managerial and technical resources as needed resources for the improvement of infrastructure for the security and safety of water systems; requires the Energy and Environment Cabinet to provide technical support to the Kentucky Infrastructure Authority; amends KRS 224.304 to rename an account in the infrastructure revolving fund and adds to the purpose of the account to enhance the effectiveness, reliability, and resilience of water and wastewater systems; uses regionalization, merger and consolidation of water and wastewater systems as methods for attainment; amends KRS 224A.306 to make technical corrections and to delete the requirement for one governmental agency water system be a partner in the merger, or consolidation; amends KRS 224A.308 to require the Kentucky Infrastructure Authority to help water systems develop or maintain asset management plans; amends KRS 224A.310 to conform and adds wastewater to an incentive program targeting water systems with high debt and other problems; amends KRS 224A.312 to conform and makes technical corrections; amends KRS 224A.316 to identify resiliency as a goal for the water systems and upgrade systems to prevent inflow and infiltration; gives priority to funding projects that are regional; amends KRS 151.601, 151.605, 224A.302, and 224A.318 to make technical corrections; and repeals KRS 224A.314, relating to the study of water resource potential.

SB 268

AN ACT relating to financial support of a child or dependent after driving under the influence.

Allows restitution in the form of financial support to a child or dependent to be ordered in violations of KRS 189A.010 if the violation caused the death of a parent or guardian of a minor child or resulted in a finding by the court that a parent or guardian of a minor child is disabled or

totally and permanently disabled; provides that payment of restitution shall be paid to the clerk of court; provides that if a party obtains a civil judgment and the damages are fully satisfied, then child support shall not be ordered; provides that if the civil judgement is obtained after child support is ordered, then the amount shall be offset against an award paid by the defendant or the defendant's insurance; creates a new section of KRS Chapter 532 to define "disabled" and "totally and permanently disabled"; and provides that the Act may be cited as Melanie's Law.

SB 277

AN ACT relating to water resources.

Amends KRS 151.100 to define terms; amends KRS 151.112 to allow the Energy and Environment Cabinet to request technical assistance from any agency or organization to carry out its duties; amends KRS 151.116 to direct the Energy and Environment Cabinet to consult with the Kentucky Infrastructure Authority in developing administrative regulations; amends KRS 151.125 to direct the secretary of the Energy and Environment Cabinet to adopt minimum standards for floodplain management; replaces instances of "certificate of inspection" with "inspection report"; amends KRS 151.220 to permit the Energy and Environment Cabinet to accept and use cooperate agreements; amends KRS 151.250 to prohibit buildings, barriers, or obstructions in floodplains or floodways without approval and a permit from the Energy and Environment Cabinet; allows the Energy and Environment Cabinet to require approval prior to construction related to agricultural operations that impact the base flood of a stream; amends KRS 151.260 to direct the Energy and Environment Cabinet to notify construction permit applicants within 20 working days for a floodplain permit and 45 working days for a dam permit; allows the secretary of the Energy and Environment Cabinet to establish administrative regulations requiring some dam owners to develop and maintain emergency action plans; amends KRS 151.293 to replace instances of "certificate of inspection" with "inspection report"; replaces the "United States Weather Service" with the "National Oceanic and Atmospheric Administration"; amends KRS 151.310 to prohibit encroachment on the reservoir area of any dam in Kentucky; amends KRS 151.600 to direct the Energy and Environment Cabinet to administer National Flood Insurance Program related activities; amends KRS 151.110, 151.112, 151.120, 151.250, 151.293, and 151.600 to make technical corrections; and repeals KRS 151.230.

SB 281

AN ACT relating to alternative fuels.

Amends KRS 45A.625 to require the Finance and Administration Cabinet to implement, instead of develop, a strategy to replace 50 percent of vehicles managed by the Office of Fleet Management with hybrid or alternative fueled vehicles; changes the date by which the strategy must be implemented from January 1, 2014, to January 1, 2026; requires an increase in the use of alternative fuels that is commensurate with the increase in vehicles managed by the Office of Fleet Management that are capable of utilizing those alternative fuels; and changes the due date for the Finance and Administration Cabinet's progress report to the Legislative Research Commission to December 1, 2024.

SB 282

AN ACT relating to victims of crime, making an appropriation therefor, and declaring an emergency.

Amends KRS 49.280 to allow claims for hit-and-run accidents; and amends KRS 49.370 to raise payment limits; APPROPRIATION; EMERGENCY.

Senate Joint Resolutions

SJR 54

A JOINT RESOLUTION directing the Department for Medicaid Services to study and examine Medicaid reimbursements.

Directs the Department for Medicaid Services to develop a proposal to link Medicaid reimbursements to Area Deprivation Index scores and to submit findings and proposals to the Legislative Research Commission by November 1, 2023, to examine reimbursement rates paid to outpatient pediatric therapy providers, to develop a proposal for rate increases, and to submit a report containing the findings of the examination and proposed rate increases to the Interim Joint Committee on Appropriations and Revenue and Health, Welfare, and Family Services no later than July 15, 2023.

SJR 58

A JOINT RESOLUTION designating the Brigadier General Charles Young Memorial Historical Corridor.

Directs the Transportation Cabinet to designate the Brigadier General Charles Young Memorial Historical Corridor; and directs the Transportation and Tourism, Arts and Heritage Cabinets to work cooperatively to promote the historical, military, and cultural significance of the corridor, and work with their counterparts in Ohio to promote the corridor as a regional attraction.

SJR 79

A JOINT RESOLUTION establishing the Nuclear Energy Development Working Group.

Establishes the Nuclear Energy Development Working Group; attaches the working group to the Energy and Environment Cabinet for administrative purposes and staff support; establishes the membership of the working group; designates the executive director for the Office of Energy Policy as the chair; requires the working group to hold its first meeting no later than September 1, 2023; requires the working group to meet at least three times before submitting its report; requires the working group to identify the barriers to the deployment of nuclear power generation and related technologies and to consult with stakeholders to develop recommendations for the role of a permanent nuclear energy commission to be established in state government; and requires the working group to submit a report to the Governor and to the Legislative Research Commission on or before December 1, 2023, detailing its activity and providing recommendations for the creation of a permanent nuclear energy commission in state government.

SJR 98

A JOINT RESOLUTION relating to state administrative bodies.

Directs the Council on Postsecondary Education to study the placing of a new regional, residential, four-year university in southeastern Kentucky and the allocation of responsibility between the Kentucky Community and Technical College System and regional universities; and authorizes the Office of State Budget Director to release capital construction funds to the State Fair Board; APPROPRIATION.

Senate Simple Resolutions

SR 44

Confirm the appointment of Scott C. Wilhoit as commissioner of the Department of Workers' Claims.

SR 45

Confirm the appointment of Kenneth C. Smith III as an administrative law judge in the Department of Workers' Claims for a term expiring December 31, 2023.

SR 46

Confirm the appointment of Mary Pat Regan to the Public Service Commission for a term expiring July 1, 2023.

SR 91

Confirm the reappointment of Franklin A. Stivers to the Kentucky Workers' Compensation Board for a term expiring January 4, 2027.

SR 114

Confirm the appointment of Gary Lawrence Broady to the Western Kentucky University Board of Regents for a term expiring June 30, 2028.

SR 115

Confirm the appointment of Melissa B. Dennison to the Western Kentucky University Board of Regents for a term expiring June 30, 2028.

SR 135

Confirm the reappointment of Robert Ramsey Sr. to the Kentucky State University Board of Regents for a term expiring June 30, 2028.

SR 151

Confirm the appointment of Mitchel T. Denham to the Kentucky Personnel Board for a term expiring January 1, 2027.

SR 152

Confirm the appointment of E. Lynn Hampton to the Board of Trustees of the Kentucky Retirement Systems for a term expiring June 17, 2026.

SR 153

Confirm the appointment of John D. Cox to the Kentucky State Fair Board for a term expiring May 10, 2026.

SR 154

Confirm the appointment of Hans G. Poppe to the Kentucky State Fair Board for a term expiring May 10, 2024.

SR 155

Confirm the appointment of Jacob L. Brown to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2027.

SR 156

Confirm the appointment of Keith E. Hamilton to the Kentucky Community and Technical College System Board of Regents for a term expiring July 21, 2024.

SR 157

Confirm the appointment of Jacqueline Mayfield to the Education Professional Standards Board for a term expiring June 30, 2025.

SR 158

Confirm the appointment of Edwin Ray Orange to the Eastern Kentucky University Board of Regents for a term expiring June 30, 2028.

SR 160

Confirm the appointment of Gregory Wade Cecil to the Fish and Wildlife Resources Commission for a term expiring December 31, 2025.

SR 161

Confirm the reappointment of Randolph J. Poe to the Kentucky Board of Education for a term expiring April 14, 2026.

SR 162

Confirm the appointment of K. Lance Lucas to the University of Kentucky Board of Trustees for a term expiring June 30, 2028.

SR 163

Confirm the appointment of Nathan Smith to the Northern Kentucky University Board of Regents for a term expiring June 30, 2028.

SR 172

Confirm the appointment of David Allan Meinschein to the Murray State University Board of Regents for a term expiring June 30, 2028.

SR 173

Confirm the appointment of Emily Margaret Roark to the Murray State University Board of Regents for a term expiring June 30, 2028.

SR 174

Confirm the appointment of Connie Smith to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2023.

SR 176

Confirm the reappointment of Wayne Hunt to the Kentucky Agricultural Finance Corporation Board of Directors for a term expiring February 4, 2027.

SR 177

Confirm the reappointment of Wayne Hunt to the Agricultural Development Board for a term expiring July 6, 2026.

SR 178

Confirm the reappointment of Robert H. Foree to the Agricultural Development Board for a term expiring July 6, 2026.

SR 179

Confirm the reappointment of Jonathan T. Noe to the Kentucky Agricultural Finance Corporation Board of Directors for a term expiring June 26, 2026.

SR 180

Confirm the reappointment of Mark Barker to the Agricultural Development Board for a term expiring July 6, 2026.

SR 182

Confirm the appointment of Ruth Shelton Martin to the Board of Nursing for a term expiring June 30, 2026.

SR 183

Confirm the appointment of Susan Ellis to the Board of Nursing for a term expiring June 30, 2026.

SR 184

Confirm the appointment of Audria Denker to the Board of Nursing for a term expiring June 30, 2026.

SR 185

Confirm the appointment of James D. Nickell to the Parole Board for a term expiring August 3, 2026.

SR 186

Confirm the appointment of Cyndi S. Heddleston to the Parole Board for a term expiring August 3, 2026.

SR 187

Confirm the reappointment of Ladeidra Nicole Jones to the Parole Board for a term expiring July 15, 2026.

SR 188

Confirm the appointment of Shawn E. Helbig to the Parole Board for a term expiring August 3, 2026.

SR 189

Confirm the appointment of Jack C. Porter to the Kentucky Lottery Corporation Board of Directors for a term expiring November 28, 2026.

SR 190

Confirm the appointment of David L. Figg to the Kentucky Lottery Corporation Board of Directors for a term expiring November 28, 2026.

SR 192

Confirm the appointment of Marcie Mathews to the Kentucky Public Transportation Infrastructure Authority for a term expiring April 18, 2026.

SR 193

Confirm the appointment of Russell Romine to the Kentucky Public Transportation Infrastructure Authority for a term expiring May 25, 2026.

SR 196

Confirm the appointment of Angela C. Hatton to the Public Service Commission for a term expiring July 1, 2025.

SR 198

Confirm the appointment of Marc G. Farris to the Personnel Board for a term expiring January 1, 2024.

SR 199

Confirm the appointment of Samuel T. Wright III to the Board of Claims for a term expiring June 29, 2023.

SR 200

Confirm the reappointment of Barry Grant Noffsinger to the Kentucky Housing Corporation Board of Directors for a term expiring October 30, 2026.

SR 201

Confirm the appointment of Paul Todd Case to the University of Kentucky Board of Trustees for a term expiring June 30, 2025.

SR 203

Confirm the appointment of LaDonna Guinn Rogers to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2028.

SR 204

Confirm the appointment of Meredith Chapman Figg to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2028.

SR 205

Confirm the appointment of Jennifer Sandlin Collins to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2028.

SR 206

Confirm the appointment of Priscilla Keller to the Education Professional Standards Board for a term expiring June 30, 2024.

SR 207

Confirm the appointment of Christopher John Fryer to the Education Professional Standards Board for a term expiring June 30, 2023.

SR 208

Confirm the appointment of Brian F. Lavin to the University of Louisville Board of Trustees for a term expiring January 13, 2029.

SR 209

Confirm the appointment of Amy Shearer Lingo to the Education Professional Standards Board for a term expiring June 30, 2023.

SR 210

Confirm the appointment of Lisa Marie Rudzinski to the Education Professional Standards Board for a term expiring June 30, 2025.

SR 211

Confirm the reappointment of Betty Cook to the Governor's Postsecondary Education Nominating Committee for a term expiring April 14, 2028.

SR 212

Confirm the reappointment of Lee Trover Todd to the Kentucky Board of Education for a term expiring April 14, 2026.

SR 213

Confirm the appointment of Kathleen Kelly Rabinowitz to the Kentucky Community and Technical College System Board of Regents for a term expiring July 21, 2028.

SR 214

Confirm the appointment of Clyde B. Akins to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2027.

SR 215

Confirm the appointment of Faith Lorraine Kemper to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2024.

SR 216

Confirm the appointment of Clinton Morris to the Governor's Postsecondary Education Nominating Committee for a term expiring April 14, 2028.

SR 217

Confirm the appointment of Courtney Bourne to the Governor's Postsecondary Education Nominating Committee for a term expiring April 14, 2024.

SR 219

Confirm the appointment of Justin Kyle Mitchell to the Education Professional Standards Board for a term expiring June 30, 2025.

SR 220

Confirm the appointment of Elijah Daye Edwards to the Education Professional Standards Board for a term expiring June 30, 2025.

SR 221

Confirm the reappointment of Merideth Murphy Pittman to the Education Professional Standards Board for a term expiring June 30, 2025.

SR 222

Confirm the appointment of Corinne Marie Murphy to the Education Professional Standards Board for a term expiring June 30, 2024.

SR 223

Confirm the appointment of Laura Prater Russell to the Morehead State University Board of Regents for a term expiring June 30, 2028.

SR 224

Confirm the reappointment of Craig S. Preece to the Morehead State University Board of Regents for a term expiring June 30, 2028.

SR 225

Confirm the appointment of Brenda Fay Gosney to the University of Kentucky Board of Trustees for a term expiring June 30, 2028.

SR 226

Confirm the appointment of Ramsey Bova to the Board of Trustees of the Kentucky Retirement Systems for a term expiring June 17, 2026.

SR 229

Confirm the appointment of Brad Zapp to the Northern Kentucky University Board of Regents for a term expiring June 30, 2028.

SR 242

Confirm the appointment of Bruce Bernard Brown to the Kentucky Housing Corporation Board of Directors for a term expiring December 6, 2026.

SR 251

Confirm the appointment of William E. Summers V to the Board of Trustees of the Kentucky Retirement Systems for a term expiring June 17, 2026.

House Bills

HB 1

AN ACT relating to income taxation.

Amends KRS 141.020 to reduce the individual income tax rate to 4.5 percent for taxable years beginning January 1, 2023, and to 4 percent for taxable years beginning on or after January 1, 2024.

HB 2

AN ACT relating to the Bowling Green Veterans Center, making an appropriation therefor, and declaring an emergency.

Provides General Fund moneys in the amount of \$16,630,000 in fiscal year 2022-2023 from the Budget Reserve Trust Fund Account to the Department of Veterans' Affairs for construction of the Bowling Green Veterans Center; APPROPRIATION; EMERGENCY.

HB 3

AN ACT relating to juvenile justice and making an appropriation therefor.

Amends KRS 605.035 to allow the family accountability, intervention, and response (FAIR) team to refer cases to the Justice and Public Safety Cabinet for dependency, neglect, or abuse investigations; amends KRS 610.030 to require a report to the court of truancy cases when there is no action implemented by the response team within 90 days; requires a court-designated worker to make a determination if diversion is failed due to lack of parental cooperation; allows a court to refer cases back to the court-designated worker and order parental cooperation; requires a court-designated worker or court-designated specialist to contact the school district of any child entering into a diversion agreement, to obtain specified information; requires court-designated specialists to make all details of diversion agreements available electronically to members of the FAIR team, on a platform to be provided by Administrative Office of the Courts; amends KRS 610.265 to require children charged with serious felony offenses to be detained pending a detention hearing and to be evaluated for treatment, starting July 1, 2024; allows children in detention visitation from nonprofit or community organizations to connect them with resources; amends KRS 610.340 to provide that confidentiality does not apply to cases in which a child has admitted to or been adjudicated for a violent felony offense for three years; amends KRS 610.990 to require referral to county attorney for prosecution of violations of orders for parental cooperation in truancy cases; amends KRS 635.060 to require children detained or committed post-adjudication to be assessed and provided any recommended treatment; and establishes that treatment provided by Department of Juvenile Justice may be through a contract; APPROPRIATION.

HB 4

AN ACT relating to merchant electric generating facilities and making an appropriation therefor.

Amends KRS 224.10-100 to authorize the Energy and Environment Cabinet to monitor and enforce compliance of merchant electric generating entities with the requirements of the Act; authorizes the Energy and Environment Cabinet to draw upon a decommissioning bond or other similar security to complete an approved decommissioning plan; amends KRS 224.99-010 to give jurisdiction to the Circuit Court in any county where a merchant electric generating facility is located for actions arising from or related to certain provisions of the Act; allows for a civil penalty not to exceed \$2,500 per day to be imposed for violation of the bonding and bond transfer

requirements in the Act; allows for the suspension of a merchant electric generating facility's operations for failing to pay civil penalties or complying with the bonding transfer requirements of the Act; allows for the decommissioning of the facility if it is still noncompliant after 90 days of suspension of its operation; creates a new section of Subchapter 10 of KRS Chapter 224 to require that if a merchant electric facility fails to complete its decommissioning plan within 18 months, then the cabinet shall draw upon the decommissioning bond and implement the decommissioning plan; requires the Energy and Environment Cabinet within 90 days of the effective date of the Act to promulgate administrative regulations to establish the monitoring and enforcement of the bonding and bond transfer requirements of the Act; allows the Energy and Environment Cabinet to establish a fee structure to cover the costs of its enforcement responsibilities; establishes the merchant electric generating facility monitoring and enforcement fund to receive the fees and penalties collected by the Energy and Environment Cabinet pursuant to their monitoring and enforcement responsibilities under the Act; requires that the funds collected only be used to defray the Energy and Environment Cabinet's costs related to their monitoring and enforcement responsibilities under the Act; requires that all expenses for the determination of the bond amount and for the procurement of decommissioning services by the Energy and Environment Cabinet be paid by the owner of the merchant electric generating facility; amends KRS 278.702 to provide that the terms of service for the ad hoc members of the Kentucky State Board on Electric Generation and Transmission Siting end when the merchant electric generating facility for which they were appointed has been constructed and has begun generating electricity for sale or its construction certificate expires; amends KRS 278.704 to lengthen the period of time for which a construction certificate for a merchant electric generating facility is valid from two years to three years; includes decommissioning requirements within the requirements over which local planning and zoning requirements shall have primacy; removes outdated language; amends KRS 278.706 to require that a decommissioning plan be included in an application for construction of a merchant electric generating facility; establishes minimum requirements for a decommissioning plan; requires as part of a decommission plan that a bond or similar security be secured to assure that the decommissioning plan is accomplished; establishes requirements for how the bond is set and how the beneficiaries of the bond are to be determined; requires notice by the surety if a bond will be lapsing or canceled and allows for an opportunity for the stakeholders to cure the lapse or cancellation; requires that certain components of the decommissioning plan be incorporated into the construction certificate applicant's leases with landowners; amends KRS 278.708 to reference the transfer of the enforcement authority for mitigation measures that are conditions of application approval from the board to the Energy and Environment Cabinet; amends KRS 278.710 to include whether the decommissioning plan is complete and complies with the requirements of the Act in the criteria for approval of a construction certificate for a merchant electric generating facility; requires that a person who has received a construction certificate for a merchant electric generating facility file with the Energy and Environment Cabinet the copy of the bond or similar security no later than the date that construction commences for the facility; requires that an updated copy of the bond or similar security be refiled at least once every five years thereafter; requires notice to be filed with the Energy and Environment Cabinet when the construction of the merchant electric generating facility is complete and has begun producing electricity for sale; requires that notice be given to the Energy and Environment Cabinet and local officials of any transaction involving the sale or transfer of ownership of the facility within 10 days of finalizing the transaction; requires a person who has acquired a merchant electric generating facility to file with the Energy and Environment Cabinet written consent to assume the obligations in the decommissioning plan for the facility and to adopt or replace the required decommissioning

bond; provides that the transferor of control of a merchant electric generating facility remain liable for its decommissioning obligations until the transferee completes the documentation required by the Act and the secretary of the Energy and Environment Cabinet accepts it as complete; provides that application approval conditions for transfer of control shall be void and unenforceable, subject to the requirements of the section; provides that the secretary of the Energy and Environment Cabinet shall ensure the facility's ongoing compliance with the requirements of KRS 278.700 to 278.716 and the conditions of its construction certificate approval, including updating its decommissioning plan and bond amounts at least once every five years; transfers the enforcement authority for mitigation measures from the board to the Energy and Environment Cabinet once the facility is constructed and begins generating electricity for sale; requires that if solar panels are removed and discarded, the discarded solar panels be removed from the site within 90 days of the completion of the work; allows the secretary of the Energy and Environment Cabinet to extend the time period for solar panel removal; and amends KRS 278.718 to provide that an ordinance, permit, or license issued by a local government shall have primacy over the requirements of KRS 278.700 and Sections 2, 3, and 4 of this Act; APPROPRIATION; VETOED; VETO OVERRIDDEN.

HB 5

AN ACT relating to fiscal matters and declaring an emergency.

Amends KRS 132.140 to phase out the ad valorem tax on distilled spirits stored or aging in a bonded warehouse or premises; exempts distilled spirits from the tax after 2043; creates a new section of KRS Chapter 138 to provide an industry replacement tax for schools, fire districts, and emergency service boards; amends KRS 141.389 to allow a taxpayer election for receiving a modified income tax credit or a combined sales and use tax refund and a withholding tax refund based on a portion of the accumulated distilled spirits income tax credit for certain investments of capital and creation of jobs in an amount not greater than 50 percent of the accumulated distilled spirits income tax credit; creates a new section of KRS Chapter 141 to allow a pass-through entity election to pay the income tax; creates a new section of KRS 157.310 to 157.440 to modify the Support Education Excellence in Kentucky funding formula related to distilled spirits taxation; amends various sections that were amended by 2023 Ky. Acts ch. 92 to conform and make technical corrections; repeals Section 16 of 2023 Ky. Acts ch. 92; provides that certain settlement agreements shall not be voided; and provides that if any provision of this Act is held invalid, the invalidity shall not affect other provisions that can be given effect without the invalid provision; EMERGENCY.

HB 9

AN ACT relating to economic relief for local communities of the Commonwealth and making an appropriation therefor.

Creates new sections of KRS Chapter 147A to establish the Government Resources Accelerating Needed Transformation Program within the Department for Local Government and to encourage local universities to assist priority communities in applying for Government Resources Accelerating Needed Transformation Program funds; defines terms; provides that the Department for Local Government shall administer the Government Resources Accelerating Needed Transformation Program; establishes the duties of the Department for Local Government in the implementation of the program; establishes a sunset provision of December 31, 2026; requires the Kentucky Council for Area Development Districts and local area development districts to assist priority communities in identifying available grant opportunities and preparing Government Resources Accelerating Needed Transformation Program applications; establishes

requirements for grant applications; creates a fund for the program; establishes the project evaluation and scoring requirements for the program; establishes program reporting requirements of the Department for Local Government; and cites as the Government Resources Accelerating Needed Transformation Act; APPROPRIATION.

HB 13

AN ACT relating to commercial driver's licenses.

Amends KRS 281A.120 to allow an individual who is not a U.S. citizen or permanent resident, but can show proof of legal presence and authorization to work in the United States, to apply for a commercial driver's license (CDL) permit; and amends KRS 281A.175 to increase the time period allowed for the required physical examination for a CDL with a school bus endorsement from 12 to 24 months.

HB 21

AN ACT relating to the Transportation Cabinet.

Amends KRS 186.412 to require the Transportation Cabinet to promulgate administrative regulations to establish procedures and forms to allow an individual without a fixed, permanent address to submit a form signed by a shelter, health care facility, or other social service agency attesting to the applicant's residence for the purpose of issuance of a renewal operator's license or an initial or renewal personal ID card; amends KRS 186.4122 to allow a homeless minor over the age of 16 to apply for a personal identification card without the signature of a parent or guardian and to retain current procedures for proving residency for homeless individuals obtaining a personal identification card until July 1, 2025, after which time these individuals will use cabinet forms; amends KRS 186.4123 to conform; amends KRS 186.531 to set the price of a personal identification card for an individual without a fixed, permanent address at \$5; eliminates the fee schedule for operator's licenses and personal identification cards issued by circuit clerks; allows the Transportation Cabinet to enter into billing arrangements with social service agencies for payment of client's fees; and amends KRS 186.162 to require the Transportation Cabinet to produce motorcycle versions of all military-related special license plates identified in that section; Section 1 EFFECTIVE July 1, 2025; and Section 5 EFFECTIVE January 1, 2024.

HB 29

AN ACT relating to veteran cemeteries.

Amends KRS 40.315 to remove the residency requirement for interment in veteran cemeteries.

HB 32

AN ACT relating to classified school staff and declaring an emergency.

Amends KRS 161.011 to allow for the hiring of classified personnel without a high school diploma or equivalent if the district provides the employee the opportunity to obtain a high school equivalency diploma at no cost to the employee; and allows licenses or credentials issued by a government entity to substitute; EMERGENCY.

HB 36

AN ACT relating to the Kentucky Higher Education Student Loan Corporation.

Amends KRS 164A.040, 164A.050, and 164A.060 to update references to insured student loans.

HB 39

AN ACT relating to the Kentucky Horse Park.

Amends various sections of KRS 148.258 to 148.320 to reorganize the Kentucky Horse Park and the duties and functions of the commission; and amends KRS 45A.095 to conform.

HB 56

AN ACT relating to mental health services.

Amends KRS 95A.220 to define “stress injury”; defines scope of coverage; allows lifetime cap on benefits; addresses issues concerning reimbursement and budget; amends KRS 210.005 to define “regional community services program”; amends KRS 210.370 to establish services areas for regional community services programs; establishes conditions under which a regional community services program may provide services outside of its regional services area; exempts existing out-of-region services from the behavioral health organization designation until January 1, 2025; and amends KRS 205.560 and 210.410 to conform.

HB 62

AN ACT relating to real estate brokerage.

Amends KRS 324.010 to redefine “real estate brokerage” to include advertising for the sale of an equitable interest in a contract for the purchase of real property between a property owner and a prospective buyer; and amends KRS 324.020 to limit this type of advertising to licensed real estate brokers.

HB 64

AN ACT relating to peace officer certification and declaring an emergency.

Amends KRS 15.400 to extend the period of time that a peace officer, who was employed as a peace officer as of December 1, 1998, may be separated from service before losing his or her certification status from 100 days to 365 days; EMERGENCY.

HB 75

AN ACT relating to hospital rate improvement programs and declaring an emergency.

Amends KRS 205.6405 to redefine “managed care gap” and “qualifying hospital”; amends KRS 205.6406 to add inpatient services and include add-on amounts to the calculation of payments; modifies the formula for the calculation of payments; permits the Department for Medicaid Services to create a program to increase outpatient reimbursement within the Medicaid fee-for-service program; and directs the Cabinet for Health and Family Services to request any necessary state plan amendment, waiver, or other authorization from a federal agency; RETROACTIVE; EMERGENCY.

HB 76

AN ACT relating to dates of recognition.

Creates a new section of KRS Chapter 2 to annually honor dates of agricultural recognition.

HB 78

AN ACT relating to sex crimes.

Amends KRS 530.020 to delineate familial relationships; replaces “consenting adults” with “consenting persons”; establishes that any nonconsenting person is a victim; and makes changes to enhancement requirements.

HB 83

AN ACT relating to interests in property.

Amends KRS 65.032 to extend the time for county clerks to provide and maintain the portal for electronically filed recorded instruments from June 30, 2023, to January 1, 2024; amends KRS 376.010 to establish protections afforded to owners, lessees, and contractors relating to the providing of labor or materials required; establishes that the protections apply to leases and agreements entered into after the effective date of the Act; amends KRS 389A.010 to establish that a conveyance of mortgage of real estate made in contravention of the statutory provisions regarding finality of a judicial determination is voidable instead of null and void; amends KRS 426.720 to require judgment lien notices to contain the date of the final judgment; establishes expiration dates for judgment liens; provides that a judgment lien may be renewed for five years and establishes a procedure for the renewal; and provides 10 days for the notice filing requirement when filing an action to enforce a judgment lien; RETROACTIVE.

HB 115

AN ACT relating to service animals.

Amends KRS 525.010 to define “electronic detection dog” and “police dog”; and amends KRS 525.200 to conform.

HB 125

AN ACT relating to public health.

Creates a new section of KRS Chapter 211 to require the Department for Aging and Independent Living to collaborate with the Department for Public Health and the Alzheimer’s Association to incorporate specific information on Alzheimer’s disease and other dementias into already existing materials; and requires the Department for Aging and Independent Living to publish the information on its website and distribute the information to local health departments.

HB 130

AN ACT relating to soil and water conservation.

Amends KRS 146.090 to allow the Kentucky Association of Conservation Districts to submit names of nominees; amends KRS 262.210 to require candidates after the effective date of this Act to be at least 18 years of age; amends KRS 262.240 to remove outdated language and require a supervisor to be at least 18 years of age; expresses the intent of the General Assembly that district supervisors serve terms as elected by residents of the district and that they not be replaced until a successor is elected; provides that candidates for supervisor of a conservation district be at least 18 years of age upon the effective date of the Act; amends KRS 262.330 to include heavy or specialized equipment acquired by the Soil and Water Conservation Commission with the types of equipment that the board of a conservation district may make available or lease to landowners and occupiers within the district; allows the equipment to be used on the lessee’s or renter’s land or on the lands of others; provides that the purposes of the heavy or specialized equipment are for conserving soil resources, preventing soil erosion, and conserving and protecting water resources related to those purposes; amends KRS 262.610 to require that all heavy or specialized equipment purchased or made available be used to conserve soil resources, prevent and control soil erosion, and conserve and protect water resources related to those purposes; allows a conservation district to apply jointly with a person residing in the district to the Soil and Water Conservation Commission to acquire heavy or specialized equipment; prohibits the joint application by conservation districts and persons for the acquisition of infrastructure; amends KRS

262.620 and 262.630 to conform; amends KRS 262.660 to require the Soil and Water Conservation Commission on or before January 1, 2024, to promulgate administrative regulations that set forth the requirements jointly requesting the acquisition of heavy or specialized equipment, the terms of loans for the equipment, the terms of the lease agreements between districts and persons, and the proportions of time that the equipment shall be used on the lessee's or renter's lands and on the lands of others; and requires lease agreements to allow lessees to use the heavy or specialized equipment outside of their own lands, and with prior approval of the board of the leasing district, on lands outside of their districts.

HB 135

AN ACT relating to autonomous vehicles.

Creates various sections of KRS Chapter 186 to establish a regulatory framework for the operation of fully autonomous vehicles on public highways; defines terms; establishes requirements for autonomous vehicles and automated driving systems; requires submission of a law enforcement interaction plan with the Transportation Cabinet and the Kentucky State Police; establishes requirements for proof of insurance or self-insurance of at least \$5 million for personal and commercial motor vehicles; requires titling and registration of fully autonomous vehicles; establishes the Transportation Cabinet as the sole agency responsible for administering statutes and regulations regarding fully autonomous vehicles; sets limits on the regulatory authority of local governments in regard to the operation of autonomous vehicles; amends KRS 186.410 to establish that when an automated driving system is installed and engaged on a motor vehicle, the automated driving system is considered to be the operator of the vehicle and licensed to operate the vehicle; establishes that the vehicle owner is considered the operator for compliance with traffic and motor laws; creates a new section of KRS Chapter 189 to exempt fully autonomous vehicles designed to be operated exclusively by an automated driving system from any vehicle equipment requirements of KRS 189.020 to 189.205 that relate to vehicle operation by a human driver; amends KRS 189.635 to establish responsibility for the filing of accident reports and notification of law enforcement after accidents involving fully autonomous vehicles; amends KRS 281.010 to define terms relating to the operation of fully autonomous vehicles as motor carriers; amends KRS 281.630 to establish that any administrative regulations promulgated by the department that apply only to a human driver shall not apply to a fully autonomous vehicle; amends KRS 281.764 to require only the lead vehicle in a truck platoon to have a human driver behind the wheel of their vehicle; and amends KRS 281.655 to conform; VETOED.

HB 144

AN ACT relating to privacy.

Creates a new section of KRS Chapter 15 to define terms; provides protections from in-person access to private open land by law enforcement; requires law enforcement to utilize body-worn cameras and audio devices while on private open land; provides exceptions; and exempts Kentucky conservation officers who enter private lands to conduct compliance checks or conduct surveillance based upon a reasonable suspicion or enter onto private lands if the boundaries are unfenced or unable to be reasonably identified.

HB 146

AN ACT relating to unemployment insurance.

Creates a new section of KRS Chapter 341 to require the Office of Unemployment Insurance to advise a claimant approved for benefits of additional benefits, training opportunities,

and financial aid resources available; amends KRS 341.005 to add training provided under the Trade Act of 1974 to the definition of approved training, and to add disaster unemployment assistance and trade readjustment allowances to the programs not considered as enhanced benefits; amends KRS 341.100 to create a comprehensive list of conditions the secretary shall take into consideration when determining if work is suitable; amends KRS 341.127 to require the cabinet to report to the Governor and the Interim Joint Committee on Economic Development and Workforce Investment by December 1, 2023, a review of potential changes to the computation of employer contribution rates and how those changes could affect employer contribution rates and the unemployment insurance trust fund; amends KRS 341.270 to provide that no subject employer's contribution rate shall be less than 2.7 percent, unless he or she has been a subject employer for 12 consecutive calendar quarters ended as of the computation date; changes the number of consecutive calendar quarters used in the computation of the reserve ratio to 12; amends KRS 341.272 to provide that the maximum rate of contributions shall remain in effect until the employer has employed persons in this state for not less than 12 consecutive calendar quarters ending as of June 30 immediately preceding the computation date; amends KRS 341.375 to provide notice that the claimant declined to accept suitable work, or has failed to attend the first interview may not be the principal factor when determining ineligibility for benefits; amends KRS 341.385 to change the minimum state average unemployment rate from less than or equal to 4.5 percent to 6.5 percent and the minimum weeks of benefits available from 12 weeks to 16 weeks; removes claimants from the classification system with a definite return to work date or recall to work within a period of 16 weeks from the date of filing the initial or reopened claim; removes extended benefits from benefits that shall not be affected by the classification system; amends KRS 341.4169 to provide that workers shall not be denied shared work benefits if otherwise eligible when participating in training funded by the Workforce Innovation Act; creates a new section of KRS Chapter 341 requiring the secretary to provide the Legislative Research Commission with any correspondence from the United States Department of Labor regarding state unemployment compensation law conforming with federal unemployment compensation law within five days of receipt; and adds a severance clause; effective July 1, 2023.

HB 148

AN ACT relating to the assignment of substance abuse or mental health treatment benefits.

Amends KRS 18A.225 and 164.2871 to require the state employee health plan and state postsecondary education institutions to comply with assignment provisions; applies assignment provisions to both insurance policies in effect and insurance policies issued, delivered, or renewed on or after effective date; creates a new section of Subtitle 17A of KRS Chapter 304 to provide for the written assignment of substance abuse or mental health treatment benefits to a substance abuse or mental health facility; establishes conditions for facilities receiving an assignment; establishes construction provisions; creates a new section of Subtitle 38A of KRS Chapter 304 to require limited health service organizations to comply with assignment provisions; and amends KRS 304.14-250, 304.17-130, and 304.18-090 to conform.

HB 150

AN ACT relating to motor vehicle dealers.

Amends KRS 190.010 to expand the definition of "franchise" to include any agreements related to or dependent on an original franchise agreement or addendum to the franchise agreement; amends KRS 190.042 to permit a new motor vehicle dealer to propose a successor agreement; amends KRS 190.045 to increase the time period allowed for a dealer to respond to

notice of cancellation from 15 days to 30 days; amends KRS 190.046 to limit audit and document retention requirements on recall work; allows a manufacturer to audit a dealer if it possesses evidence of fraud; amends KRS 190.070 to prohibit manufacturers and other licensees from requiring remodeling of a dealership within 10 years of a previously required improvement, using motor vehicles in transit in any sales formula to the detriment of the dealer, offering the sale of new motor vehicles outside a franchised dealer, or failing to assign reservations and purchase requests received by a manufacturer to a dealer; and requires that motor vehicle sales be assigned to dealers with the technology and training necessary to sell and service the vehicle.

HB 153

AN ACT relating to prohibiting the enforcement of a federal ban or regulation of firearms and declaring an emergency.

Creates a new section of KRS Chapter 237 to prohibit identified entities from enforcing federal firearm bans; prohibits identified entities from adopting rules, regulations, or ordinances that require enforcement of federal firearm bans; prohibits identified entities from allocating public resources or moneys in the enforcement of federal firearm bans; and establishes criminal penalties for violations; RETROACTIVE to January 1, 2021; EMERGENCY.

HB 157

AN ACT relating to urban search and rescue and making an appropriation therefor.

Creates a new section of KRS Chapter 39A to establish the Kentucky Urban Search and Rescue Program under the Division of Emergency Management; requires established policies and procedures; grants authority to promulgate administrative regulations; and establishes a fund; APPROPRIATION.

HB 160

AN ACT relating to water pollution control.

Amends KRS 224.16-080 to provide that any Kentucky Pollutant Discharge Elimination System (KPDES) permittee seeking to rely on a mixing zone for a bioaccumulative chemical concern assigned before September 8, 2004, include information identifying the mixing zone in its application for a modification or approval of a KPDES permit; requires that any change or extinguishment in a mixing zone requirement for a bioaccumulative chemical of concern only be accomplished through a formal KPDES permitting action by the Energy and Environment Cabinet conducted pursuant to administrative regulations promulgated under KRS Chapter 13A; and amends KRS 224.16-090 to provide, if a KPDES permit applicant requests in their application for a modification or renewal of a permit that the Energy and Environment Cabinet take into account rapid and complete mixing at a wastewater outfall, that the Energy and Environment Cabinet shall apply rapid and complete mixing in establishing water quality-based effluent limitations and conditions under the KPDES permit if the discharge occurs through a submerged high-rate multi-port outfall structure.

HB 164

AN ACT relating to jail standards.

Amends KRS 441.055 to require that the minimum standards for jails allow the employment or appointment of persons at least 18 years old to work in the secure perimeter of a jail and to establish guidelines and qualifications for persons' service when less than 21 years of age.

HB 165

AN ACT relating to employee child-care assistance.

Amends KRS 199.883 to require the Cabinet for Health and Family Services to report to the Legislative Research Commission regarding the Employee Child Care Assistance Partnership Program starting on December 15, 2023; and amends KRS 199.887 to permit a child-care provider to terminate an active contract created pursuant to the program.

HB 167

AN ACT relating to veterinarian licensing and making an appropriation therefor.

Reorganizes KRS Chapter 321, relating to veterinary licensing; creates new sections of KRS Chapter 321 to set up rules for telehealth, records retention, and veterinary facilities; lists license renewal procedures for veterinary technicians, animal euthanasia specialists, and veterinary facilities; requires fingerprint-supported criminal records checks for licensing; amends various sections of KRS Chapter 321 to establish rules for occupations and facilities under the chapter, including licensing, license renewal, licensee discipline, authorized activities, and veterinarian-client-patient relationships; declares the legislative intent for KRS Chapter 321; establishes procedures for allied animal health professionals; requires a veterinarian to attain a doctorate in veterinary medicine; authorizes veterinary practice through special permits and mobile facilities; allows an animal owner, owner's employee, or owner's agent to euthanize livestock; establishes board membership, board procedures, and authority of the veterinary wellness committee; permits the board to expend funds from its revolving fund for designated purposes; repeals and reenacts KRS 321.181, 321.190, and 321.235 to define and redefine terms; sets practice conditions and exemptions; establishes board duties, privileges, and personal immunity from suit; amends KRS 321.990 to allow criminal and civil penalties; and amends KRS 321.188 to conform; APPROPRIATION.

HB 170

AN ACT relating to coverage for medical services.

Creates new sections of Subtitle 17A of KRS Chapter 304 to require health insurance coverage for oocyte and sperm preservation services and medical services related to testicular and other urological cancers; creates new sections of Subtitles 17C and 38A of KRS Chapter 304 to require limited health service benefit plans and limited health service organizations to comply with coverage requirements for medical services related to testicular and other urological cancers; and amends KRS 18A.225 and 164.2871 to require the state employee health plan and state postsecondary education institutions to comply with coverage requirements for oocyte and sperm preservation services and medical services related to testicular and other urological cancers; EFFECTIVE January 1, 2025.

HB 172

AN ACT relating to barbering.

Amends KRS 317.450 to authorize the board to issue a license to operate a school of barbering to any person, firm, or corporation that has provided sufficient evidence that a sufficient number of licensed teachers will be employed, with at least one teacher with a minimum of 12 months experience teaching in a barber school that includes administrative experience.

HB 176

AN ACT relating to health care workplace safety.

Creates new sections of KRS Chapter 216 to define terms; obligates the Cabinet for Health and Family Services to develop guidelines for health facilities conducting workplace safety assessments and creating a workplace safety plan; requires the cabinet to audit health facilities for compliance; requires the cabinet to recognize that a health facility is in compliance with the provisions of this act if the health facility falls into one of four categories; requires health facilities to create a workplace safety assessment and a workplace safety plan; obligates health facilities to provide trainings on the workplace safety assessment and plan; obligates health facilities to develop internal reporting requirements for incidents of workplace violence; and creates a new section of KRS Chapter 344 to prohibit discrimination against a health care worker that reports an incident of workplace violence.

HB 180

AN ACT relating to coverage for biomarker testing.

Creates a new section of Subtitle 17A of KRS Chapter 304 to establish biomarker testing coverage requirements for health benefit plans; amends KRS 205.522 to require Medicaid to comply with the biomarker testing coverage requirements; and directs that provisions apply to health benefit plans issued or renewed on or after January 1, 2024; EFFECTIVE January 1, 2024.

HB 188

AN ACT relating to public contracts.

Amends KRS 45A.183 to allow construction management-at-risk entities and construction manager-general contractors to self-perform when a subcontractor fails to perform or when certain conditions are met; defines “self-perform”; limits self-performance to 20 percent of the total cost of the project; permits construction management-at-risk entities and construction manager-general contractors to use materials, supplies, and leased tools or equipment from suppliers and subcontractors in executing self-performance; requires any construction manager-general contractor that submits a bid on a part of a project to self-perform to submit the bid no later than 30 minutes prior to the established bid time; and exempts the Transportation Cabinet.

HB 191

AN ACT relating to vacancies in office.

Amends KRS 67C.103 to create the procedures for filling an unexpired term on the consolidated local government council; establishes a signature requirement for petitions of nomination; establishes that members of a political party and those who are not members of a political party can run for election; establishes that straight-ticket voting shall not be permitted in the election to fill the vacancy; provides that a special election will not be held on a federally recognized holiday under 5 U.S.C. sec. 6103(a); provides that the order of candidate names be determined by lot and creates the requirements for the drawing; and amends KRS 117.125 and 118.740 to conform.

HB 200

AN ACT relating to the healthcare workforce, making an appropriation therefor, and declaring an emergency.

Creates a new section of KRS 164 to define terms; establishes the Kentucky healthcare workforce investment fund to enable the Council on Postsecondary Education (CPE), healthcare

programs, and healthcare providers and facilities to match public and private dollars for the purpose of awarding scholarships to eligible students and to award healthcare incentives to eligible healthcare programs; provides that the moneys in the fund appropriated by the General Assembly shall lapse after the second year in a biennium budget beginning at the end of fiscal year 2029-2030; establishes procedures for the return of any leftover moneys donated by grantors upon the end of the program; directs CPE to promulgate regulations to administer the Act by July 1, 2023; requires CPE to submit draft administrative regulations and relevant documents to specific interim joint committees at least 30 days before filing; requires at least 65 percent of all net moneys in the fund to be used to fund partnership proposals between healthcare programs and healthcare partners to issue scholarships to students enrolled in the healthcare program; requires CPE to establish a process to prioritize certain partnership proposals; requires a written partnership contract and establishes the minimum contents of those contracts; requires that scholarships be issued directly to students and establishes employment requirements for recipients; permits a healthcare partner to contract for additional employment restrictions; provides that individuals on the nurse aide abuse registry are not eligible for scholarships; requires that up to 35 percent of moneys in the fund shall be reserved for healthcare program incentives to award excellence in healthcare programs; establishes the criteria for CPE to consider in awarding healthcare program incentives; requires that the healthcare program incentives be competitive; restricts the use of healthcare program incentive awards; requires CPE to report to specific interim joint committees annually; establishes the minimum contents of the report; requires public postsecondary educational institution to report to specific interim joint committees annually; establishes the minimum contents of the report; and sunsets the program on June 30, 2030; APPROPRIATION; EMERGENCY.

HB 207

AN ACT relating to internal police communications.

Creates a new section of KRS Chapter 15 to allow law enforcement agencies to create their own wellness programs; establishes that all proceedings, opinions, and records of a wellness program shall be subject to the same protections as counselor-client privilege under the Kentucky Rules of Evidence; and amends KRS 61.878 to include records confidentially maintained in accordance with a wellness program to the list of records not subject to an open records request.

HB 210

AN ACT relating to the Kentucky Insurance Guaranty Association Act.

Amends various sections of Subtitle 36 of KRS Chapter 304, the Kentucky Insurance Guaranty Association Act, to make technical amendments; and amends scope of Act, definitions, and obligations of the Kentucky Insurance Guaranty Association.

HB 217

AN ACT relating to titling of motor vehicles.

Amends KRS 186A.005, 186A.017, 186A.120, 186A.125, and 186A.165, as effective January 1, 2024, to include the application for salvage titles under the electronic title application and registration system; amends KRS 186A.520 to conform; amends 2022 Ky. Acts ch. 18, sec. 19, to set a January 1, 2025, effective date for Sections 6 to 11 of that Act, regarding the centralized lien reporting system, and to retain the January 1, 2024, effective date for all other codified sections of that Act; and Section 6 of this bill, amending KRS 186A.520, is effective January 1, 2024.

HB 222

AN ACT relating to the hazardous waste management fund.

Amends KRS 224.46-580 to extend the levy of the hazardous waste management assessment until June 30, 2032.

HB 226

AN ACT relating to reorganization.

Creates new sections of KRS Chapter 194A to transfer the responsibility and authority for planning and executing behavioral health-related community crisis response and behavioral health-related disaster response from the Department for Military Affairs to the Department for Behavioral Health, Developmental and Intellectual Disabilities, Cabinet for Health and Family Services; establishes the required duties of the department; and repeals KRS 36.250, 36.255, 36.260, 36.265, and 36.270, related to the Kentucky Community Crisis Response Board.

HB 232

AN ACT relating to insurance adjusters.

Amends KRS 304.9-430 and 304.9-433 to increase the minimum financial responsibility requirements for independent, staff, and public adjuster licenses; amends the definition of “home state”; establishes requirements for public adjuster contracts with insureds; makes technical corrections; creates new sections of Subtitle 9 of KRS Chapter 304 to establish requirements for public adjusters relating to notice rights, inspection and investigation of claims, and conflicts of interest; establishes requirements relating to funds received, accepted, or held by public adjusters; establishes fee requirements for public adjusters; amends KRS 304.9-440 to establish additional penalties for public adjusters and public adjuster apprentices; and provides that the commissioner may promulgate administrative regulations necessary for or as an aid to the effectuation of any provision of the Act.

HB 236

AN ACT relating to the fiduciary duties owed to the state-administered retirement systems.

Amends KRS 21.450, 61.650, 78.790, and 161.430 to require investment managers and proxy advisers for the state-administered retirement systems to act solely in the interest of the members and beneficiaries of the retirement systems using only pecuniary factors and to the exclusion of nonpecuniary interests, including environmental, social, political, and ideological interests; defines various terms used in the Act; aligns the duties of investment managers and proxy advisers to the state-administered retirement systems with those provided under federal law; prohibits a fiduciary from waiving by agreement any liability for the duties provided by the Act; amends KRS 21.540, 61.650, 78.790, and 161.430 to require the boards of trustees of the state-administered retirement systems to adopt their own proxy voting guidelines, but allows option for the Judicial Form Retirement System (JFRS) to adopt the proxy voting guidelines of a sole investment manager under contract as a fiduciary to the board; prevents the boards from following the recommendations of a proxy adviser or allowing a proxy adviser to vote a system’s shares, unless the proxy adviser, including a sole investment manager under contract with the JFRS, accepts by contract the duties required under the Act and commits to follow the board-adopted proxy voting guidelines; requires the quarterly reporting of proxy votes to the boards; amends KRS 21.540, 61.645, 78.782, and 161.250 to require the state-administered retirement systems to post on their websites the quarterly reports of proxy votes submitted to the boards; and makes technical changes.

HB 237

AN ACT relating to alcoholic beverages.

Amends KRS 243.020 to allow the possession and consumption of alcoholic beverages at a licensed premises or nonlicensed business within or sharing a boundary with an entertainment destination center; limits the alcoholic beverages to those purchased from a retail drink licensee within or sharing a boundary with the entertainment destination center; and requires written permission from the entertainment destination center before the alcoholic beverages may be possessed or consumed at that licensed premises or place of business.

HB 238

AN ACT relating to anatomical gift discrimination.

Creates a new section of KRS 311 to prohibit a health care provider from discriminating against an individual based solely on the individual's disability when providing health care and other services related to an anatomical gift donation.

HB 241

AN ACT relating to compulsory attendance.

Amends KRS 159.030 to clarify the evidence requirements for exemption from compulsory attendance due to physical or mental conditions.

HB 244

AN ACT relating to the Kentucky Guard Youth Challenge Program.

Creates a new section of KRS Chapter 36 to establish the Kentucky Guard Youth Challenge Program as an alternative education program serving each district in the Commonwealth; outlines the purpose of the program; aligns the program with the federal National Guard Youth Challenge Program; establishes the governance of the program; and requires the Kentucky Department of Education to allocate accountability for the students participating in the program to the school districts sending the students to participate in the program.

HB 248

AN ACT relating to recovery housing.

Creates various new sections of KRS Chapter 222 to define terms; requires that recovery residences be certified by an approved certifying organization; exempts religiously affiliated recovery residences that do not receive Medicare or Medicaid funds from the certification requirement; establishes the duties of the Cabinet for Health and Family Services related to recovery residences; authorizes the Cabinet for Health and Family Services and local governments to initiate legal action to compel non-certified recovery residences to cease operation; establishes minimum operating standards for recovery residences; prohibits certain state agencies from making referrals to non-certified recovery residences; and directs the Department for Medicaid Services to seek federal approval to provide Medicaid coverage for substance use disorder recovery services provided by certified recovery residences.

HB 249

AN ACT relating to aggravating circumstances.

Amends KRS 532.025 to include the intentional killing of a child under 12 as an aggravating circumstance in cases of offenses for which the death penalty may be authorized; and provides that subsection (2)(a)9. of Section 1 of this Act may be cited as Kimber's law.

HB 262

AN ACT relating to driving under the influence and declaring an emergency.

Amends KRS 189A.103 to remove references to manufacturer's instructions for breath testing equipment and replace with the standard operating procedures adopted by the Department of Criminal Justice Training; amends KRS 189A.110 to require a person arrested for a violation of driving under the influence to remain in custody for six hours prior to release; creates a new section of KRS Chapter 507 to establish the crime of vehicular homicide; and provides that the Act may be cited as Lily's Law; EMERGENCY.

HB 264

AN ACT relating to regulatory relief.

Creates new sections of KRS Chapter 15 to define "advisory committee," "applicable agency," "applicant," "consumer," "demonstrate," "director," "innovation," "innovative offering," "offering," "product," "production," "regulatory relief office," "regulatory sandbox," "sandbox participant," "secretary," and "service"; establishes the Kentucky Office of Regulatory Relief; prohibits the regulatory relief office from entering a written agreement with an applicant that waives or suspends a requirement for licensure or regulation of a health facility; establishes the General Regulatory Sandbox Advisory Committee; adds a member of the minority party in the Senate and a member of the minority party in the House of Representatives as ex officio, nonvoting members of the General Regulatory Sandbox Advisory Committee; requires five members of the advisory committee to be appointed from the business community; requires five members to be the secretary or his or her designee from state cabinets listed; establishes an application fee not to exceed \$1,000; prohibits the suspension of an administrative regulation that would preclude any person from recovering damages from a sandbox participant; creates the General Regulatory Sandbox Program; establishes the application process and requirements to apply to the sandbox; gives an applicant that is accepted into the sandbox 12 months to demonstrate the offering identified in his or her application; establishes the conditions upon which the regulatory relief office can terminate a sandbox participant's participation in the sandbox; requires the Attorney General to prepare and submit a written report to the General Assembly and Legislative Research Commission by October 1 of each year; amends KRS 13A.250 to require each administrative body to provide in its fiscal note an explanation of the fiscal impact of the methodology and resources it used to determine the fiscal impact; amends KRS 15.010 to place the Kentucky Office of Regulatory Relief under the Office of the Attorney General; and amends KRS 304.3-705 to allow a person regulated under KRS 304.3-700 to 304.3-735 to participate in the regulatory sandbox if the person is not qualified to make an application under KRS 304.3-700 to 304.3-735; effective March 15, 2024.

HB 287

AN ACT relating to charitable gaming.

Amends KRS 238.550 to exempt designated licensed charitable organizations from the two-day deposit requirement and allow weekly deposits instead; requires the eligible organization's charitable gaming to involve only charity game tickets; and limits the deposit exemption to weeks in which the organization's deposits of gross receipts and adjusted gross receipts total less than \$2,500 in the week prior to the deposit.

HB 302

AN ACT relating to elections.

Amends KRS 15.243 to remove the prohibition on counties being subject to the Attorney General's independent inquiries in two consecutive elections; requires the Attorney General to promulgate administrative regulations to establish a uniform procedure and timeline for independent inquiries; requires that the Attorney General report his or her findings to the appropriate county clerk; amends KRS 117.066 to require that petitions for the consolidation of precincts include parking accommodations for proposed voting locations; provides that the Secretary of State may veto petitions that are approved by the State Board of Elections to consolidate precincts; provides that the State Board of Elections may override the Secretary of State's veto of the petition by a three-fourths affirmative vote of membership of the board; amends KRS 117.235 to prohibit electioneering during any of the days that in-person absentee voting is conducted or during training for election officers; amends KRS 117.265 to prohibit any candidate who was defeated in a primary from running for the same office during the regular election, unless there is a vacancy pursuant to KRS 118.105(3); amends KRS 118.105 to remove withdrawal and disqualification to hold the office sought as reasons to fill a vacancy in a nomination; establishes the deadline by which a party must fill a vacancy in candidacy; requires that the certification of nomination for replacement candidates be filed not later than 4 p.m. on the date of certification; removes language to conform; amends KRS 119.165 to prescribe criminal penalties for people who have previously been convicted of a felony who then vote or attempt to vote; amends KRS 121.175 to expand allowable campaign expenditures; amends KRS 121.180 to require that state and county executive committees and caucus campaign committees make a full report to the registry on a semiannual basis if the committee has more than \$10,000 in its campaign fund account, and on an annual basis if the committee has less than \$10,000 in its campaign fund account; prohibits unexpended campaign expense funds from being donated to any charitable, nonprofit, or educational institution from which the candidate receives financial benefit; and amends KRS 118.315 to conform.

HB 303

AN ACT relating to economic development.

Amends KRS 11.200 and 12.020 to rename the Office of Entrepreneurship and Small Business Innovation to the Office of Entrepreneurship and Innovation within the Cabinet for Economic Development; amends KRS 12.020 to rename the Department for Business Development to the Department for Business and Community Development, the Incentive Administration Division to the Program Administration Division, the Office of Marketing and Public Affairs to the Office of Strategy and Public Affairs, the Communications Division to the Marketing and Communications Division, the Graphic Design Division to the Research and Strategy Division, and eliminates the Office of Workforce, Community Development and Research; amends KRS 12.020 to create the Development and Retention Division - West Kentucky, the Development, Retention, and Administrative Division - Central and East Kentucky, and Community and Workforce Development Division within the Department for Business and Community Development; amends KRS 154.12-2035, 154.12-277, 154.12-278, 154.12-310, 154.20-230, 154.60-010, 154.60-020, 164.6017, 164.6021, and 164.6023 to reflect the new name of the Office of Entrepreneurship and Innovation; amends KRS 154.12-204 to include companies engaged in hydrogen transmission as qualified companies in the Bluegrass State Skills Corporation Grant-in-Aid and Skills Training Investment Credit programs; amends KRS 154.12-207 to increase the application limit from \$200,000 to \$500,000; amends KRS 154.12-223 to reorganize

the Department for Business and Community Development; amends KRS 154.12-224 to reorganize the Department for Financial Services within the Cabinet for Economic Development; amends KRS 154.12-275 to reorganize the Office of Strategy and Public Affairs within the Cabinet for Economic Development; amends KRS 154.20-190 to change reporting deadline to November 1; amends KRS 154.20-583, 154.20-586, and 154.20-589 to modify the Western Kentucky Risk Assistance Fund to specify that eligible companies may apply for other programs administered by the Cabinet for Economic Development, to change the cap on the amount of loan loss payments to \$100 million that is proportionally reduced as the loss payments are disbursed, and to provide for a one percent administrative fee; amends KRS 154.25-040 to address recent changes in the income tax statutes; amends KRS 154.31-010 to include companies engaged in hydrogen transmission as eligible companies in the Kentucky Enterprise Initiative Act and to add a definition for “tourism attraction”; amends KRS 154.32-010 and 154.32-020 to include companies engaged in hydrogen transmission as eligible companies in the Kentucky Business Initiative program; amends KRS 154.32-050 to allow disaster relief areas declared by state or federal agencies on or after December 1, 2022, to be included in the enhanced county classification; amends KRS 154.32-090 to change the wage assessment calculation under the Kentucky Business Initiative program to address recent changes in the income tax statutes; amends KRS 154.34-010 to include companies engaged in hydrogen transmission as eligible companies in the Kentucky Reinvestment Act; amends KRS 154.61-010 to include the definitions of “cabinet” and “loan-out entity” and to expand the definition of “employee”; amends KRS 154.61-020 and 154.61-030 to revise the duties and responsibilities of the Cabinet for Economic Development and the approved companies under the Kentucky Entertainment Initiative program; amends KRS 141.383, 154.61-010, and 154.61-020 to establish a continuous film production aspect of the film industry and a motion picture tax credit; caps continuous film production tax incentives at \$25 million for calendar year 2024 and each calendar year thereafter; requires that after the first six months of each calendar year any unused portion of this cap is to be made available to all other film industry and motion pictures; amends KRS 141.310, 141.350, and 141.383 to conform; repeals KRS 141.401, 154.12-276, 154.23-005, 154.23-010, 154.23-015, 154.23-020, 154.23-025, 154.23-030, 154.23-035, 154.23-040, 154.23-045, 154.23-050, 154.23-055, 154.23-060, 154.23-065, 154.23-070, 154.23-075, 154.23-079, 154.23-080, 154.47-040, 154.47-065, 154.80-140, and 154.80-310; and amends KRS 141.0205, 154.20-170, 154.47-005, and 174.205 to conform.

HB 311

AN ACT relating to telehealth.

Amends KRS 205.559 to prohibit the Department for Medicaid Services and any Medicaid managed care organization from requiring that a health professional or medical group maintain a physical location or address in the state to be eligible for enrollment as a Medicaid provider if the provider or group exclusively offers services via telehealth; and amends KRS 222.433 to permit examinations by qualified health professionals required for involuntary commitment to be conducted via telehealth.

HB 313

AN ACT relating to economic development.

Amends KRS 65.503 to include a new subsection permitting substitute appointments to the West End Opportunity Partnership board in the event an appointee cannot serve; amends KRS 154.21-015 to redefine “eligible project” to include that matching funds are available for a project either on publicly owned property or meets certain conditions if the project includes property

acquisition or a due diligence study; redefines “eligible use” to include building construction or renovation; amends KRS 154.21-020 to reference adoption; eliminates the eligible grant recipient 10 percent match requirement, bases program eligibility on census population; caps the available funding at \$2 million per county; disqualifies projects that receive discretionary mega-development project funding from program participation; and amends KRS 154.21-035 to conform.

HB 319

AN ACT relating to teachers.

Creates a new section of KRS Chapter 161 to implement the Interstate Teacher Mobility Compact; creates a new section of KRS Chapter 160 requiring exit surveys from school personnel leaving employment; requires the Kentucky Department of Education to develop a system for reporting exit survey data; creates a new section of KRS Chapter 160 to define “Kentucky Educator Placement Service System”; requires the Kentucky Department of Education to operate and maintain the system in order to collect accurate employment data; requires the department to prepare an annual report on statewide school system employment data; amends KRS 160.380 to conform; amends KRS 164.769 to revise requirements for the Teacher Scholarship program; requires the Kentucky Higher Education Assistance Authority to submit an annual program report to the Interim Joint Committee on Education; amends KRS 161.048 to require the Education Professional Standards Board to establish a process for candidates to obtain an eligible for hire letter; requires the Kentucky Department of Education to review the alternative pathway teacher certification options and processes to identify areas for improvement; requires the Kentucky Department of Education to present its findings to the Interim Joint Committee on Education by October 1, 2023; establishes an interim teaching certificate from July 1, 2023, to June 30, 2026; establishes eligibility requirements; directs the Education Professional Standards Board to promulgate administrative regulations to implement the issuance of interim certificates; and amends KRS 161.154 and 161.155 to remove the requirement that a teacher or employee submit an affidavit to take sick and personal leave.

HB 320

AN ACT relating to commercial driver’s licenses.

Amends KRS 281A.160 to allow an applicant who has a nonresident operator’s license and a commercial driver’s instruction permit to take the commercial driver’s license skills test within the Commonwealth; and establishes a nonresident testing fee of \$150.

HB 329

AN ACT relating to government contract review and declaring an emergency.

Amends KRS 45A.705 to require the State Treasurer to either revise, cancel, or keep effective any contract in which the Government Contract Review Committee issues a nonbinding recommendation; requires the Treasurer to submit any revision pursuant to the committee’s recommendation to the secretary of the Finance and Administration Cabinet or designee; requires the secretary of the Finance and Administration Cabinet or designee to either issue the contract with the Treasurer’s revisions or cancel the contract; requires the secretary of the Finance and Administration Cabinet or designee to revise, cancel, or keep effective any contract issued pursuant to the Governor’s constitutional powers in which the committee has issued a nonbinding recommendation; and provides a severability clause; EMERGENCY; VETOED; VETO OVERRIDDEN.

HB 331

AN ACT relating to the emergency medical preparedness of schools.

Amends KRS 158.162 to require an emergency plan to include a cardiac emergency response plan that identifies the locations of each automated external defibrillator (AED); requires the emergency plan to be provided to all school staff; requires the school nurse to participate in the review of the emergency plan; requires the emergency plan to be rehearsed by simulation by designated individuals prior to the beginning of each athletic season; directs local boards of education to require schools to maintain a portable AED in every middle and high school building and, as funds become available, at school-sanctioned middle and high school athletic practices and competitions; requires local boards to adopt policies and procedures for portable AEDs and ensure training requirements are met; requires development and distribution of a written event-specific emergency action plan for each off-campus, nonathletic school-sanctioned event; creates a new section of KRS Chapter 158 to establish a public school reporting requirement relating to AEDs; amends KRS 158.302 to conform; creates a new section of KRS Chapter 158 to establish the School AED Fund administered by the Cabinet for Health and Family Services and establishes the purpose thereof; amends KRS 160.445 to require all interscholastic coaches to be trained and certified in CPR and use of portable AEDs; directs that the state board or its agency shall adopt rules governing interscholastic athletics that encourage each school that participates in interscholastic athletics to provide access to an AED at each school-sanctioned athletic practice or competition; requires venue-specific emergency plans to identify the location of a portable AED and the procedures for use; requires event-specific emergency action plans to be rehearsed by simulation by designated individuals prior to the beginning of each athletic season; requires schools that participate in interscholastic athletics to annually certify compliance with venue-specific emergency plan requirements; and provides that the bill is passed in memory of Cameron Baston, Matthew Mangine, and Star Ifeacho; APPROPRIATION.

HB 334

AN ACT relating to intermediate care facilities for individuals with an intellectual disability.

Creates a new section of KRS Chapter 216B to require an application to increase the number of beds by an intermediate-care facility for individuals with an intellectual disability to be consistent with the state health plan under certain conditions.

HB 338

AN ACT relating to juror qualification.

Amends KRS 29A.080 to establish that a prospective juror may elect to be relieved of service on a jury for the period summoned if the prospective juror is age 70 or older.

HB 345

AN ACT relating to Medicare supplement insurance.

Creates a new section of KRS 304.14-500 to 304.14-550 to prohibit certain trade practices relating to the sale of Medicare supplement policies to certain applicants; amends KRS 304.14-520 to conform; applies provisions to Medicare supplement policies available, issued, or renewed on or after January 1, 2024; and requires insurers and the Department of Insurance to take regulatory actions necessary to ensure applications are available on or before January 1, 2024; EFFECTIVE, in part, January 1, 2024.

HB 349

AN ACT relating to the treatment of sexually transmitted diseases.

Creates a new section of KRS Chapter 214 to allow a person to obtain and perform a self-test to detect HIV; amends KRS 214.430 to permit expedited partner therapy for sexually transmitted infections; amends KRS 311.990 to remove the penalty of a Class D felony for a person who donates organs, skin, or other human tissue while being positive for HIV; and amends KRS 367.175 to allow for the sale, delivery, holding, or offering for sale of HIV self-testing kits.

HB 353

AN ACT relating to crimes and punishments.

Amends KRS 218A.500 to exclude testing equipment used to determine the presence of a synthetic opioid or its analogues in controlled substances from the prohibition of possession of drug paraphernalia; provides exceptions; amends KRS 533.282, relating to the behavioral health conditional dismissal program, to establish that program services may be performed by the program provider directly or in conjunction with other treatment providers; establishes additional accreditation methods for treatment providers and recovery housing service providers; amends KRS 533.288 to add the executive director of the Office of Adult Education as a member of the Behavioral Health Conditional Dismissal Program Implementation Council; and directs the Cabinet for Health and Family Services to conduct a Fentanyl Education and Awareness campaign.

HB 360

AN ACT relating to fiscal matters and declaring an emergency.

Amends KRS 45A.837 to increase certain contract thresholds for the Finance and Administration Cabinet; amends various sections of KRS Chapter 48 related to budget requirements; amends KRS 48.115 and 48.120 to eliminate the planning estimates and one meeting for the Consensus Forecasting Group; creates a new section and amends various sections of KRS Chapter 132 to exempt certain property from property tax; amends KRS 132.0225 to establish the 45-day property tax rate setting period for a board of education; amends KRS 138.450 to impose motor vehicle usage tax on certain recreational vehicles; provides a method of valuation for certain multi-unit rental housing properties based on the government restriction on use; amends KRS 138.472 to exclude human service transportation delivery receipts from the car rental and ride-sharing tax; amends KRS 138.475 to require 100 percent of the electric vehicle ownership fee to be transferred to the Road Fund; amends KRS 139.010 to amend various sales and use tax definitions; amends KRS 139.200 to exclude from sales and use tax all marketing services, any separately stated service provided by security guards from the security system monitoring services, and all testing services required by the state, local, or federal government; amends KRS 139.210 to provide that certain retailers shall not be required to state the tax separately from the sales price; amends KRS 139.470 to allow the owner or operator of a multi-unit residential facility or mobile home park to declare that the utilities are purchased for Kentucky residents; amends KRS 139.480 to exempt from sales and use tax certain materials to build all governmental water and sewer systems, prewritten computer software access services sold to or purchased by a retailer that develops prewritten computer software access services for print technology and uses and sell prewritten computer software access services for print technology, and the sublet of certain rentals of space; amends KRS 139.498 to allow an exemption for concessions for leisure, recreational, or athletic fundraising purposes and sales of leisure, recreational, or athletic services sold by a nonprofit civic organization or other nonprofit organizations that operate fundraising events solely with volunteers; creates a new section of KRS Chapter 141 to allow a pass-through entity to pay

the tax liability at the entity level on behalf of the individual partner, member, or shareholder, and allow the individual partner, member, or shareholder a nonrefundable credit of 100 percent of the tax paid by the pass-through entity; amends various sections of KRS Chapter 141 to conform; amends KRS 141.010 to update the reference date for the Internal Revenue Code; amends KRS 141.017, 141.019, and 141.039 to allow restaurant revitalization grants to be treated in the same manner as for federal income tax purposes; amends KRS 141.020 to modify the individual income tax rate reduction conditions and process; amends KRS 148.853 to allow certain tourism development agreements to be extended one year based on the closures that occurred during 2020 related to COVID-19; amends KRS 154.30-010 to provide a modifier for calendar years 2023 and 2024 for certain tax increment financing agreements with individual income tax pledged; amends KRS 198A.030 to replace the Lieutenant Governor with the Commissioner of Agriculture on the board of directors of the Kentucky Housing Corporation; creates new sections of KRS Chapter 198A to define terms; states findings and declarations related to rural housing; establishes the rural housing trust fund; establishes eligible activities for the use of moneys from the trust fund; establishes the application process for moneys from the trust fund to be loaned or grants issued; establishes the Rural Housing Trust Fund Advisory Committee; amends KRS 224.1-420 to decrease the amount of qualifying expenditures associated with brownfields property for purposes of the income tax credit and provide that a total of no more than \$30 million of tax credit shall be awarded in the fiscal year 2022-2023 and 2023-2024; repeals various sections of KRS Chapter 132 to conform; amends various sections of KRS Chapter 139 to conform; requires the Department of Revenue to report on or before November 1, 2023, to the Interim Joint Committee on Appropriations and Revenue related to a centralized tax reporting and distribution system for state and local transient room taxes; provides that sales and use tax provisions are effective January 1, 2023; and provides that electric vehicle ownership fee provisions are effective January 1, 2024; RETROACTIVE; EMERGENCY.

HB 369

AN ACT relating to expungement.

Amends KRS 431.073 to allow multiple felony expungements and remove language describing a series of felony offenses; and amends KRS 610.330 to allow expungement of juvenile records with multiple felonies.

HB 373

AN ACT relating to peace officer certification.

Amends KRS 15.310 and 95A.100 to describe which criminal offenses a fire investigator shall investigate; amends KRS 15.380 to remove court security officers from the list of officers required to be certified by the Kentucky Law Enforcement Council; allows the council to certify local alcoholic beverage control investigators appointed before April 2019; amends KRS 15.382 to provide that a minimum qualification to become a police officer is that the person not have any felony or misdemeanor sex crimes expunged; amends KRS 15.386 to allow an officer who has been on inactive status for less than one year to return to certification status with no additional training requirements; amends KRS 15.391 to redefine “final order” and “investigating agency”; provides that an expungement shall not be considered a removal or remedy of a condition for reinstatement of certification; requires that information obtained about active investigations to remain confidential; amends KRS 15.3971 to provide that a minimum qualification to become certified as a court security officer is that the person not have been convicted of a misdemeanor sex crime or had a felony or misdemeanor sex crime expunged; amends KRS 15.3973 to provide

that court security officers may have certification revoked for the same basis as under KRS 15.391; amends KRS 15.3977 to redefine “inactive status” and “revoked status”; requires that a person returning from inactive status not be convicted of a misdemeanor sex crime or had a felony or misdemeanor sex crime expunged; amends KRS 15.530 to redefine “CJIS telecommunicator”; amends KRS 15.540 to require an agency seeking to hire a telecommunicator to certify to the council that the applicant meets the qualifications for employment; amends KRS 241.110 to provide that a county judge/executive who is serving as a local alcoholic beverage control administrator does not have the power to arrest unless he or she is certified under KRS 15.380 to 15.404; amends KRS 431.074 to require the Administrative Office of the Courts to retain an index of all misdemeanor expungements; and allows the Kentucky Law Enforcement Council to access the index to verify employment qualifications.

HB 380

AN ACT relating to the certification of peace officers.

Creates new sections of KRS Chapter 15, 67C, and 95A to allow a person who is at least 20 years old to be hired by a law enforcement agency to attend basic training if the person will be 21 years old at the time they become a certified peace officer; requires the Kentucky Law Enforcement Council to allow a person who is 20 years old to attend basic training if the person will be 21 years old by the conclusion of basic training; amends KRS 15.386 to provide that a person who is hired by a law enforcement agency before reaching 21 years old is precertified for the purpose of attending a basic training course; and provides that a person who was hired before he or she was 21 years old will be certified once they complete a basic training course, meet all minimum qualifications, and obtain approval from his or her employing agency.

HB 387

AN ACT relating to reorganization.

Amends KRS 12.550, 21A.190, 164.020, 194A.030, 194A.564, 194A.601, 199.665, 199.8943, 199.8996, 205.470, 205.525, 205.619, 205.702, 205.704, 209A.122, 210.031, 210.300, 210.365, 210.366, 210.368, 211.027, 211.297, 211.577, 211.684, 214.544, 214.556, 214.564, 214.640, 214.645, 216.2929, 216B.457, 260.032, 304.14-642, 315.0351, 625.120, and 620.055 to reference newly established legislative committees on Families and Children and Health Services.

HB 391

AN ACT relating to long-term care.

Amends KRS 216.590 to require the Cabinet for Health and Family Services and long-term care provider associations which are subject to the regulatory oversight of the Centers for Medicare and Medicaid Services to evaluate and discuss opportunities for joint training as new guidelines and regulations are announced; and requires the cabinet to invite representatives of these long-term care provider associations to participate in the planning process for joint surveyor and provider training sessions.

HB 392

AN ACT relating to motor vehicles.

Amends KRS 27A.052, 186.014, 186.510, and 186.531 to eliminate references to circuit clerk issuance of operator’s licenses and personal identification cards; retains ability of county clerks to maintain branch offices to process motor vehicle titling and registration transactions; and

repeals KRS 189.490, regarding duties of the circuit clerk in regards to the issuance of operator's licenses.

HB 393

AN ACT relating to governmental transactions.

Amends KRS 45A.490, 45A.492, and 45A.494 to change subject entities from public agencies to governmental bodies as defined in KRS 45A.030; amends KRS 82.083 to allow a city to sell or dispose of items without value; increases the limit from \$5,000 to \$10,000 at which a city may sell property for its appraised fair market value; allows a city to give service animals that are no longer of use to the city to handlers or trainers without compensation; creates a new section of KRS Chapter 82 that lists circumstances where a city, urban-county, or consolidated local government is not required to engage in a competitive bidding process during procurement of goods or services, including when only one provider of a good or service exists in a reasonable area, the product is a replacement part, or the product or service is provided by a qualifying nonprofit or vocational rehabilitation service; amends KRS 160.160 to allow a board of education to transfer or sell property to another governmental or quasi-governmental agency for its fair market value; and amends KRS 424.260 to conform.

HB 394

AN ACT relating to professional employer organizations.

Amends KRS 336.236 to change the financial statement requirements for a professional employer organization's initial and renewal registration; provides that initial registration shall be valid for one fiscal year for any professional employer organization that completed its initial registration prior to July 15, 2024; amends KRS 336.238 to include professional employer organization groups; amends KRS 336.240 to include annual renewal registrations in the financial statement requirements; amends KRS 336.248 to require a professional employer organization to submit required wage reports and pay all contributions to the Office of Unemployment Insurance; and provides a process for submission of the reports and contributions.

HB 395

AN ACT relating to project oversight of governmental information technology resources.

Creates new sections of KRS Chapter 7A to establish the Investments in Information Technology Improvement and Modernization Projects Oversight Board; and establishes times for submissions of plans by state agencies and review of those plans by the board for technology improvement and modernization information resources; VETOED; VETO OVERRIDDEN.

HB 401

AN ACT relating to reorganization

Amends KRS 12.020 and 15A.020 to add the Division of Records Management and renames the Division of Information Technology to the Division of Electronic Services within the Office of Technical Services within the Department of Kentucky State Police.

HB 429

AN ACT relating to lending limits.

Amends KRS 286.3-280 to limit the security requirement; permits a state bank or trust company to elect to comply with lending limits applicable to national banks; and makes technical corrections.

HB 433

AN ACT relating to financial institutions.

Amends the definition of “closed” or “close” in KRS 286.9-010; amends KRS 286.9-080 to establish the dates for renewal and reinstatement of deferred deposit service business and check cashing licenses; allows the commissioner to modify dates when necessary to implement uniform national licensing procedures or to facilitate common practices and procedures among the states; and amends KRS 286.9-100 to prohibit licensees from requiring a customer to provide an electronic payment authorization.

HB 442

AN ACT relating to authorizing the payment of certain claims against the state which have been duly audited and approved according to law and have not been paid because of the lapsing or insufficiency of former appropriations against which the claims were chargeable or the lack of an appropriate procurement document in place, making an appropriation therefor, and declaring an emergency.

Appropriates funds for the payment of claims against the Commonwealth; APPROPRIATION; EMERGENCY.

HB 444

AN ACT relating to government agencies, making an appropriation therefor, and declaring an emergency.

Appropriates General Fund moneys, Road Fund moneys, restricted funds, and federal funds to provide salary increases for state employees; and provides funds for additional contractual resources to complete job classification reviews, imposes a deadline for the reviews, and issues a reporting requirement upon completion of the reviews; APPROPRIATION; EMERGENCY.

HB 448

AN ACT relating to government agencies, making an appropriation therefor, and declaring an emergency.

Amends the Executive Branch budget bill to allow General Fund moneys appropriated to the Council on Postsecondary Education to carry forward into fiscal year 2023-2024; amends the Executive Branch budget bill to provide General Fund moneys to the City of Lancaster for the fire department substation; amends the Executive Branch budget bill to allow General Fund moneys appropriated to the Louisville Zoo to carry forward into fiscal year 2023-2024; amends the Executive Branch budget bill to remove General Fund moneys from the Teachers’ Retirement System for sick leave liability in each fiscal year; amends the Executive Branch budget bill to move Datascan appropriation and provision from the Kentucky Department of Education to the Education and Labor Cabinet; amends the Executive Branch budget bill to appropriate federal funds from the American Rescue Plan Act to the Kentucky Nonprofit Network in fiscal year 2022-2023 to support outreach, resources, and programming for Kentucky nonprofits; amends the Executive Branch budget bill to allow General Fund moneys appropriated to the American Battlefield Trust to carry forward into fiscal year 2023-2024; amends the Executive Branch budget bill to appropriate Agency Funds to Western Kentucky University for the Construct New Gordon Ford College of Business capital project in fiscal year 2023-2024; amends the Executive Branch budget bill to appropriate federal funds from the American Rescue Plan Act to the Learning and Results Services budget unit in fiscal year 2023-2024 for a chemistry and physical science 3D game-based learning platform for middle school and high school students; amends the

Transportation Cabinet budget bill to remove General Fund moneys from the General Administration and Program Support budget unit in fiscal year 2022-2023 for the Electric Vehicle Charging Program; appropriates restricted funds to the Hairdressers and Cosmetologists budget unit as a one-time allocation for an information technology project; appropriates restricted and federal funds to the Medicaid Benefits budget unit in each fiscal year to provide Medicaid reimbursement of outpatient hospital services under the Hospital Rate Improvement Program; makes restricted funds transfers to the Rural Housing Trust Fund and appropriates those funds; and makes restricted funds transfer to the Self-Insurance Fund and stipulates that those funds be disbursed to the Kentucky Group Self-Insurance Guaranty Fund; APPROPRIATION; EMERGENCY.

HB 502

AN ACT relating to health care services agencies.

Amends KRS 216.718 to define “permanent direct care staff” and “temporary direct care staff”; establishes requirements for temporary direct care staff; creates a new section of KRS Chapter 216 to establish that the provisions KRS 216.718 to 216.728 do not apply to the placement of permanent direct care staff; and amends KRS 216.724, 216.726, 216.728, and 216.772 to conform.

HB 506

AN ACT relating to post-retirement options for state and local employees.

Amends KRS 61.635 to reestablish a partial lump sum option (PLSO), with and without survivor rights, as a payment option for retiring members of the Kentucky Employees Retirement System (KERS), County Employees Retirement System (CERS), and State Police Retirement System (SPRS); provides that the PLSO include choice of lump-sum payments equal to 12, 24, 36, 48, or 60 monthly retirement payments and a lifetime benefit that is actuarially reduced to reflect the lump-sum payment; requires that the retirement systems develop information to assist members in evaluating the PLSO as a potential payment option; amends KRS 61.637 and 78.5540 to change the required break in employment before a KERS, CERS, or SPRS retiree may return to work with a participating employer from one or three months, depending upon the position, to one month; and makes technical changes; EFFECTIVE January 1, 2024.

HB 519

AN ACT relating to tourist and convention commissions in counties containing a city of the first class or a consolidated local government and declaring an emergency.

Amends KRS 91A.370 to add the president and chief executive officer of the Kentucky State Fair Board to the tourist and convention commission in counties containing a city of the first class or consolidated local government; EMERGENCY; VETOED; VETO OVERRIDDEN.

HB 522

AN ACT relating to procurement.

Amends KRS 45A.385 to increase small purchase contracts to \$40,000; and amends KRS 424.260, relating to local government contracts, to increase amount at which advertisement of bids is required to \$40,000.

HB 534

AN ACT relating to required publications.

Amends KRS 424.120 to allow legally required notices to be published on a digital newspaper's website if the newspaper meets certain qualifications, and allows an otherwise qualified print newspaper to be considered if it is the only qualified paper in the county; and amends KRS 424.145 to allow a local government to publish an advertisement directing the public to its notice on a digital newspaper website.

HB 535

AN ACT relating to relating to criminal justice and making an appropriation therefor.

Amends KRS 15.280 to require the Criminal Justice Statistical Analysis Center to collect any criminal justice data within the possession of any federal agency of the federal, state, or local government, or private entity; requires the center to design a records information system; provides authorization to the center to expend any general, restricted, or federal funds to carry out its functions; amends KRS 15A.190 to identify the uniform reporting form as the JC-3 form; requires the Justice and Public Safety Cabinet to promulgate regulations; amends KRS 209A.122 to remove requirement that the Kentucky State Police report the number of domestic violence and dating violence calls and the number of arrests in response to domestic violence calls; requires the Department of Kentucky State Police to provide the number of orders of protection served and received by law enforcement agencies and number of orders of protection in LINK to the center; removes the requirement that LINK provide the center with information; removes the requirement that the Division of Kentucky State Medical Examiner's Office provide the center with information; removes the requirement that coroners provide the center with information; and amends KRS 500.080 to define "laser," and to modify the definitions of "dangerous instrument" and "serious physical injury"; APPROPRIATION.

HB 538

AN ACT relating to discipline of students.

Amends KRS 158.150 to require a local board of education to expel a student for at least 12 months if the student makes threats that pose a danger to other students or staff; requires a local board of education to adopt a policy requiring disciplinary actions for a student who assaults other students or staff off campus property; allows a local board of education to place a student in an alternative education setting in lieu of expulsion, or at the end of an expulsion; provides that the principal may establish procedures for the removal of a student from a classroom; provides that a student who is removed from a classroom three times in 30 days shall be considered chronically disruptive and may be suspended; provides that a principal may permanently remove a disruptive student from a classroom and determine the placement of the student, subject to an appeal process; requires a local board of education to conduct an expulsion review process to determine whether a student's expulsion shall continue or end; and stipulates that the provisions of the section shall not be interpreted to preclude the requirements of KRS 158.305 or 158.4416.

HB 540

AN ACT relating to school safety.

Amends KRS 158.4414 to specify that private and parochial schools can enter memorandums of understanding with local law enforcement agencies or the Department of Kentucky State Police to provide school resource officers.

HB 544

AN ACT relating to the regulation of hemp-derived products.

Directs the Cabinet for Health and Family Services to immediately begin the process of regulating products of hemp-derived substances; requires the cabinet to promulgate an emergency administrative regulation by August 1, 2023, with required provisions for regulating the products; defines “production”; and establishes requirements for production facilities.

HB 547

AN ACT relating to First Amendment rights in public schools.

Creates a new section of KRS Chapter 158 to prohibit a school district from punishing an employee for engaging in private religious expression otherwise protected by the First Amendment absent a showing of engaging in actual coercion; provides specific examples of protected activity; and establishes limits of applicability.

HB 551

AN ACT relating to wagering and making an appropriation therefor.

Creates a new section of KRS Chapter 138 to define “adjusted gross revenue” and impose a tax on sports wagering; creates a new section of KRS Chapter 230 to establish the wagering administration fund from sports wagering taxes and fees; directs use of that fund toward related administrative expenses of the Public Protection Cabinet and 2.5 percent to the Kentucky problem gambling assistance account; creates the Kentucky problem gambling assistance account; deposits all remaining funds in the Kentucky permanent pension fund; creates new sections of KRS Chapter 230 to require the racing commission to institute a system of sports wagering at tracks; allows sports wagering at a simulcast facility with the track’s established service providers; limits the types of events upon which wagers may be placed; establishes sports wagering and service provider licensure requirements; prohibits participants from wagering on events in which they participate and from tampering with the outcome of a sporting event; defines “sporting event,” “sports wagering,” “sports wagering service provider,” and “taxpayer”; amends KRS 230.215 to declare the intent to allow citizens to enjoy sports wagering and allow the racing commission to promulgate administrative regulations prescribing conditions under which sports wagering is to be conducted; amends KRS 230.990 to penalize participants who wager on sporting events or any person who tampers with the outcome of a sporting event; amends KRS 243.500, 436.480, and 525.090 to exempt sports wagering; amends KRS 68.182, 91.202, 92.282, 230.225, 230.240, 230.260, 230.310, and 230.361 to conform; exempts sports wagering from KRS Chapter 528; and adds severability clause; APPROPRIATION.

HB 553

AN ACT relating to fiscal matters, making an appropriation therefor, and declaring an emergency.

Amends the Judicial Branch biennial budget to defer annualized use allowance payments for local facility projects and inserts project scope and authority and facility title provisions to the Hardin County – HVAC capital project; amends the Executive Branch biennial budget to provide carry forward authority for jail arraignment equipment grants, clarify that the appropriation for the City of Barbourville City Hall is for construction instead of renovations, and provide bond funds for Lake Barkley State Resort Park and Jenny Wiley State Resort Park; appropriates restricted funds to the Board of Respiratory Care and the Board of Social Work budget units; and provides

direction for the Kentucky Department of Education to recalculate the exact final amount of the common school funds for fiscal year 2022-2023; APPROPRIATION; EMERGENCY.

HB 568

AN ACT relating to the public defender system.

Amends KRS 31.030 to remove references to local plans and local counsel; amends KRS 31.211 to remove references to public advocate fees being held in a local public advocate fund; requires that the funds be deposited with the Department of Public Advocacy; amends KRS 31.215 to remove references to attorneys participating in a public advocacy plan; amends KRS 31.219 to remove reference to public advocacy plans; amends KRS 31.235 to remove references to district plans; repeals KRS 31.050, 31.060, 31.065, 31.071, and 31.085; and provides that employees of the Louisville Metro Public Defender's Office cannot be terminated without cause until the merger with the Department of Public Advocacy is complete; EFFECTIVE July 1, 2024; VETOED; VETO OVERRIDDEN.

HB 586

AN ACT relating to workforce development.

Amends KRS 151B.290 to include the executive director/chief executive officer of the Kentucky League of Cities in the Kentucky Education and Workforce Collaborative.

HB 587

AN ACT relating to internal audit functions at public pension funds.

Amends KRS 61.505 to require the Kentucky Public Pensions Authority to appoint or contract for the services of an internal auditor to perform internal audit functions as directed by the Authority; and provides that the internal auditor shall not be subject to the hiring/employment provisions of KRS Chapters 18A and 45A and KRS 64.640, shall be authorized by the Authority to appoint employees under his or her direct supervision, and shall have an annual performance review.

HB 594

AN ACT relating to the regulation of game machines.

Amends KRS 528.010 to define "coin-operated amusement machine," "e-sports competition," "skill," "skill-based contests," and "skill game"; amends the definitions of "advancing gambling activity," "gambling," "gambling device," and "something of value"; amends KRS 528.100 to authorize the Attorney General, the Commonwealth's attorney for any locality, or the county attorney for any locality to establish a civil penalty not to exceed \$25,000 for each device for any person who conducts, finances, manages, supervises, directs, or owns a gambling device in violation of KRS Chapter 528; and authorizes the Attorney General, the Commonwealth's attorney for any locality, or the county attorney for any locality to cause an action in equity to be brought in the name of the Commonwealth, to enjoin the operation of a gambling device in violation of KRS Chapter 528, and to request an attachment against all devices and any moneys within those devices.

House Concurrent Resolutions

HCR 5

A CONCURRENT RESOLUTION expressing support for the Jones Act and commemorating its centennial anniversary.

Expresses support of the Jones Act, recognizes its centennial anniversary, and encourages Congress to maintain the provisions of law.

HCR 59

A CONCURRENT RESOLUTION recognizing the Kentucky College of Art and Design. Recognizes and expresses support for the Kentucky College of Art and Design.

House Joint Resolutions

HJR 7

A JOINT RESOLUTION designating honorary names for various roads and bridges.

Directs the Transportation Cabinet to designate memorial highways and bridges throughout the state and erect appropriate signage, and directs the Transportation Cabinet to honor individuals with signs on the Country Music Highway, United States Route 23.

HJR 37

A JOINT RESOLUTION directing the Energy and Environment Cabinet to adopt revisions to the state air quality implementation plan to remove the reformulated gas requirement for Jefferson County and applicable parts of Oldham and Bullitt Counties.

Directs the Energy and Environment Cabinet to adopt revisions to the state air quality implementation plan to remove the reformulated gas requirement for Jefferson County and applicable parts of Oldham and Bullitt Counties; specifies required elements of the revisions; calls on the United States Environmental Protection Agency to review and approve the pending requests to redesignate Jefferson County and parts of Bullitt and Oldham Counties as in attainment for ozone; requires that within 60 days of the attainment redesignation, the Energy and Environment Cabinet and the Louisville Metro Air Pollution Control Board propose the necessary revisions to the state implementation plan to remove the reformulated gas requirement for Jefferson County and the parts of Bullitt and Oldham Counties to which it applies; and requires the Energy and Environment Cabinet to report status of the revisions to the Interim Joint Committee on Natural Resources and Energy no later than October 31, 2023.

HJR 38

A JOINT RESOLUTION directing and urging the Cabinet for Health and Family Services take actions to improve emergency medical services and declaring an emergency.

Directs the Cabinet for Health and Family Services to apply for a Medicaid waiver to permit the coverage of triage, treatment, and transport of patients by emergency ambulance services and submit a state Medicaid plan amendment to cover treatment in place without transportation for emergency ambulance services; urges the Cabinet for Health and Family Services to increase Medicaid reimbursement rates for ambulance services as funds become available; and requires the Cabinet for Health and Family Services to submit a report on actions taken by August 1, 2023; EMERGENCY.

HJR 39

A JOINT RESOLUTION directing executive branch agencies to undertake efforts to address the benefits cliff in Kentucky.

Directs the Cabinet for Health and Family Services to study all public assistance program flexibilities permitted under federal law which may afford the Commonwealth the opportunity to address the benefits cliff and report to the interim joint committee on Health, Welfare, and Family Services, to study the cost of maintaining certain changes made to the Child Care Assistance Program, to implement a user-friendly benefits cliff calculator tool, and to implement an outreach and education program to increase awareness and utilization of the federal Earned Income Tax Credit and free income tax filing support services among eligible public assistance beneficiaries.

HJR 49

A JOINT RESOLUTION directing the Tourism, Arts and Heritage Cabinet to develop a Kentucky Women's History Trail.

Directs the Tourism, Arts, and Heritage Cabinet to consult with the Transportation Cabinet and other relevant state and local agencies to develop the Kentucky Women's History Trail that encompasses all geographic areas of Kentucky; and requires the cabinet to report strategies for implementation to the Interim Joint Committee on Tourism, Small Business, and Information Technology by November 1, 2023.

HJR 69

A JOINT RESOLUTION directing the Governor or his designee to certify to the Environmental Protection Agency that the Kentucky Board of Radon Safety has legal and administrative authority to enter into a grant with the EPA, including specifically the receipt and administration of EPA State Indoor Radon Grant funding.

Directs the Governor to certify to the Environmental Protection Agency that the Kentucky Board of Radon Safety has legal and administrative authority to enter into a grant with the EPA, including specifically the receipt and administration of EPA State Indoor Radon Grant funding; VETOED; VETO OVERRIDDEN.

HJR 76

A JOINT RESOLUTION authorizing the release of capital construction funds to the Department of Parks for improvements to Kentucky State Parks.

Approves a portion of the Department of Parks' statewide proposal; authorizes the Office of State Budget Director to release \$66 million in capital construction funds to the Department of Parks for specific upgrades; denies the remainder of the department's statewide proposal; and prohibits the release of the remaining \$84 million appropriation.

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