

# **General Assembly Action 2016 Regular Session**

Informational Bulletin No. 250

**Legislative Research Commission**  
Frankfort, Kentucky

**June 2016**



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**A Staff Summary of Legislative Enactments**

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## Foreword

The Legislative Research Commission is committed to making the legislative process accessible, understandable, and relevant to the constituents of our Commonwealth. We publish informational bulletins like this to help summarize each legislative session as we conclude the people's business. In even-numbered years, the Constitution restricts the length of the legislative session to 60 legislative days.

The 2016 Regular Session convened Tuesday, January 5, 2016, and adjourned *sine die* Friday, April 15, 2016. During the session, 937 bills and 615 resolutions were introduced, including 309 Senate bills and 628 House bills.

Of the bills introduced, 70 Senate bills and 76 House bills passed both chambers and were delivered to the Governor. The Governor exercised his veto authority over 9 bills and his line-item veto authority in five bills. 66 Senate bills and 71 House bills became law.

The Governor also received 13 joint and concurrent resolutions.

We appreciate your interest in the legislative process. We are always interested in your feedback and happy to answer any questions you may have.

A handwritten signature in black ink, appearing to read 'DAB', followed by a long, sweeping horizontal line that curves slightly upwards at the end.

David A. Byerman  
Director

Legislative Research Commission  
Frankfort, Kentucky  
June 2016



## Bill Numbers to Acts Chapters

Bill No.	Acts Ch.						
SB 4	1	SB 191	142	HB 158	139	HB 570	6
SB 11	80	SB 193	10	HB 162	99	HB 585	111
SB 16	52	SB 195	21	HB 175	2	HB 609	141
SB 17	53	SB 203	114	HB 183	100		
SB 18	143	SB 206	78	HB 184	104	HCR 13	16
SB 19	54	SB 209	113	HB 187	9	HCR 101	124
SB 20	55	SB 211	45	HB 189	92	HCR 117	119
SB 33	70	SB 214	46	HB 204	5	HCR 139	20
SB 40	76	SB 216	132	HB 208	30	HCR 185	144
SB 43	15	SB 217	75	HB 216	123	HCR 187	49
SB 46	31	SB 225	41	HB 237	3	HJR 5	96
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SB 56	85	SB 230	127	HB 250	98	HJR 160	145
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SB 64	34	SB 256	47	HB 276	97		
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SB 90	74	SB 296	150	HB 304	148		
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SB 103	59	SCR 9	4	HB 309	67		
SB 113	12	SCR 135	71	HB 314	106		
SB 114	87			HB 340	23		
SB 117	79	HB 4	135	HB 343	117		
SB 118	89	HB 10	146	HB 352	118		
SB 120	33	HB 15	136	HB 354	51		
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SB 128	24	HB 38	37	HB 382	90		
SB 129	82	HB 40	94	HB 384	140		
SB 134	73	HB 52	110	HB 402	93		
SB 140	60	HB 55	137	HB 420	107		
SB 141	61	HB 80	138	HB 422	86		
SB 154	88	HB 83	14	HB 428	64		
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SB 167	22	HB 95	126	HB 434	26		
SB 168	17	HB 100	102	HB 473	112		
SB 169	62	HB 106	44	HB 487	72		
SB 170	63	HB 111	125	HB 489	66		
SB 174	115	HB 115	42	HB 497	38		
SB 178	7	HB 124	95	HB 499	69		
SB 179	35	HB 129	147	HB 527	105		
SB 182	36	HB 132	101	HB 529	39		
SB 185	18	HB 148	122	HB 535	109		
SB 186	120	HB 149	43	HB 562	103		
SB 188	40	HB 153	25	HB 563	130		



## Senate Bills

### SB 4

AN ACT relating to full disclosure in public safety.

Creates a new section of KRS Chapter 311 to specify how “individual, private setting” shall be interpreted in informed consent situations.

### SB 11

AN ACT relating to alcoholic beverages.

Amends KRS 241.010 to define “bed and breakfast,” “commercial quadricycle,” and “discount in the usual course of business,” expand the definition of “alcoholic beverage” to include a powder or crystal containing alcohol, and increase the annual production limit for small farm wineries from 50,000 gallons to 100,000 gallons and make a souvenir package a special package of Kentucky distilled spirits; creates a new section of KRS Chapter 242 to allow a precinct-level local option election to authorize the sale of alcoholic beverages at a distillery, and make the distillery local option election statute expire after three years; creates a new section of KRS Chapter 242 to allow a city or county that voted for alcoholic beverage sales at 100-seat restaurants to enact an ordinance allowing 50 seat restaurants; amends KRS 242.125 to enable a city of any size to determine its wet or dry status separately from its county’s status; creates a new section of KRS Chapter 243 to establish and regulate authorized public consumption (APC) licenses for use with commercial quadricycles, and set APC license qualifications, standards for drivers, and details for local ordinances, allow patrons to bring their own unopened packaged alcoholic beverages in nonglass containers for personal consumption while riding on the commercial quadricycle, prohibit patrons from bringing open alcoholic beverages from a licensed retail premises onto the commercial quadricycle, and prohibit local APC fees from exceeding state APC fees; amends KRS 243.030 and 243.070 to establish state and local APC license fees and craft rectifier license fees; amends KRS 243.060 to designate local APC license fees; amends KRS 243.0305 and 244.050 to exclude the sampling license privileges in each statute from those of the other statute, set maximum souvenir package sales at 4.5 liters per customer per day, and establish rules for distillery use of a sampling license or an NQ3 license; amends KRS 243.036 to apply a distilled spirits and wine auction license to malt beverages and include raffles as part of the auction license; amends KRS 243.086 to permit an NQ3 retail drink license for a distiller or a bed and breakfast and limit bed and breakfast drink sales to paid overnight guests; amends KRS 243.090 to make most local alcohol licenses expire on the same date as the corresponding state license and prorate the cost of a local license in the first year to allow the local license to synchronize with the state license; amends KRS 243.120 to create Class A and Class B rectifier’s licenses, and tax and distribute a distiller’s retail drink sales in the same manner as souvenir package sales; amends KRS 243.150 to authorize a brewer to sell malt beverages on its premises through “growlers” or a tap room; amends KRS 243.155 to enable small farm wineries to enter into “custom crush” agreements with one another; amends KRS 243.157 to increase the annual production limit for microbreweries from 25,000 barrels to 50,000 barrels and authorize a microbrewery to sell its products by the drink or package at fairs, festivals, and similar events; amends KRS 243.884 to exempt a small farm winery from the wholesale tax only if the small farm winery produces no more than 50,000 gallons of wine per year; creates a new section of KRS Chapter 244 to forbid any person to possess, sell, offer for sale, or use any powdered or crystalline alcoholic beverage product and authorize a quota retail package licensee to provide free and paid samples of distilled spirits or wine; amends

KRSz244.085 to allow a person under 21 years of age to remain at a licensed APC premises; amends KRS 244.130 to enable a distiller to provide visitors who are 21 or older with free production by-products or free nonalcoholic novelty items valued at up to \$75; amends KRS 244.240 to let wholesalers give discounts in the usual course of business if the same discounts are offered to all licensees of the same license type buying similar quantities; amends KRS 244.290 and 244.480 to allow cities and counties to enact an ordinance authorizing Sunday sales of alcoholic beverages; amends KRS 244.590 to permit a brewer or distributor to give, rent, loan, or sell a refrigerated cooler to a malt beverage retailer; amends KRS 243.033, 243.034, and 243.882 to conform; repeals KRS 243.892.

**SB 16**

AN ACT relating to the safety of minors and declaring an emergency.

Creates a new section of KRS Chapter 411 to provide civil immunity for damaging a vehicle to a person who enters a vehicle with the reasonable, good faith belief that a minor is in imminent danger of harm if not removed from the vehicle; encourages Transportation Cabinet to implement education on children left in vehicles; EMERGENCY.

**SB 17**

AN ACT relating to physicians.

Creates a new section of KRS 311.530 to 311.620 to prohibit the Board of Medical Licensure from requiring any maintenance of certification and related continuing education requirements for licensure as a physician.

**SB 18**

AN ACT relating to medical coverage.

Repeals, reenacts, and amends KRS 304.17A-578 to require an insurer offering a health benefit plan to establish procedures for changing a participating provider agreement, require 90-day notice for a material change and establish information to be included in notice, require certain notices to be sent by certified mail, requires certain notices to be sent in an orange-colored envelope, establish when material changes may take effect, and specify the process for notice of objection to material changes by participating providers; amends KRS 205.522 to require managed care organizations that provide Medicaid benefits to comply with KRS 304.17A-578; amends 304.17C-060 to require insurers issuing limited health service benefit plans to comply with KRS 304.17A-578; amends KRS 304.17A-258 to specify that mitochondrial disease is an inborn error of metabolism or genetics to be treated by products defined as “therapeutic food, formulas, and supplements,” and require health benefit plans that provide prescription drug coverage to include in that coverage therapeutic food, formulas, supplements, and low-protein modified food products for the treatment of mitochondrial disease; establishes delayed effective date of January 1, 2017.

**SB 19**

AN ACT relating to the Board of Medical Licensure.

Amends KRS 311.530 to direct that appointees shall be appointed from a list of names submitted by the Kentucky Medical Association and deletes language requiring the Governor to ensure that specialties are represented.

**SB 20**

AN ACT relating to Medicaid provider appeals and declaring an emergency.

Creates new sections of KRS Chapter 205 to define terms, permit a provider that has exhausted an internal appeals process of a Medicaid managed care organization (MCO) to be entitled to an administrative appeals hearing, require the cabinet to promulgate administrative regulations to implement the external independent third party review, require an MCO to send a final determination letter, establish proceedings for an administrative appeals hearing, permit reasonable fees up to \$1,000, and clarify that bill applies to all MCO contracts enacted on or after July 1, 2016; amends KRS 13B.020 to exempt administrative appeal hearings following an external independent third-party review of a Medicaid managed care organization's final decision that denies a health care service to an enrollee or a claim for reimbursement to the provider for a health care service rendered by the provider to an enrollee of the Medicaid managed care from the provisions of KRS Chapter 13B; EMERGENCY.

**SB 22**

AN ACT relating to public health care.

Establishes that assisted-living communities are certified, and not licensed, facilities; require that residents of assisted-living communities be provided with educational information or educational opportunities on influenza disease; amends KRS 304.17A-600 to include the Accreditation Association for Ambulatory Health Care (AAAHC) in the definition of nationally recognized accreditation organizations. VETOED.

**SB 33**

AN ACT relating to cardiopulmonary resuscitation training in schools.

Creates a new section of KRS Chapter 158 to require that students receive CPR training in high school while enrolled in a health, physical education, or Junior Reserve Officers Training Corps course.

**SB 40**

AN ACT relating to open juvenile proceedings.

Creates new sections of KRS Chapter 21A to request the Supreme Court establish a pilot project to permit participating courts to make specified juvenile proceedings presumptively open to the public, establish guidelines, and provide a mechanism for a participating court to close a specific hearing upon a finding of cause, giving priority to the best interest of the child; and creates a new section of KRS Chapter 610 to conform.

**SB 43**

AN ACT relating to emergency medical services.

Amends KRS 61.315 to make the survivors of emergency medical services personnel who are killed in the line of duty eligible for the state lump-sum death benefit, clarify that it applies to individuals employed directly by, or volunteering directly for, a local government or certain ambulance and fire districts for the purposes of providing emergency medical services; amends the retroactive application date to deaths occurring on or after November 1, 2015; "John Mackey Memorial Act"; APPROPRIATION.

**SB 46**

AN ACT relating to local government pension plans.

Amends KRS 65.156 to permit local government retirement systems created pursuant to KRS 67A.320, 67A.340, 67A.360 to 67A.690, 79.080, 90.400, 90.410, 95.290, 95.520 to 95.620, 95.621 to 95.629, 95.767 to 95.784, 95.851 to 95.884, or KRS Chapter 96 to perform an actuarial valuation once every 5 years instead of every 3 if the system or fund has less than 6 active and retired members and make technical changes; amends KRS 67A.320 to provide that once all liabilities have been satisfied to all persons owed benefits from the pension fund covered by this section, then the board of the fund shall liquidate and distribute to the urban-county government any residual assets of the fund who shall then deposit the funds into the urban-county government's Policemen's and Firefighter's Retirement Fund as a supplemental contribution and provide a report of the actions taken by the fund to liquidate the residual assets, and allow elected members of the fund's board be retirees, and make technical and conforming amendments; amends KRS 90.400 and 90.410 to provide that once all liabilities have been satisfied to all persons owed benefits from the pension fund covered by this section, then the board of the fund shall liquidate and distribute to the city any residual assets of the fund and shall provide a report of the actions taken by the fund to liquidate the residual assets, and make technical and conforming amendments; amends KRS 95.290, 95.530, 95.622, and 95.869 to provide that once all liabilities have been satisfied to all persons owed benefits from the pension fund covered by this section, then the board of the fund shall liquidate and distribute to the city any residual assets of the fund and shall provide a report of the actions taken by the fund to liquidate the residual assets, provide that if there are fewer than 6 active and retired members of the fund, the board shall be composed of the mayor, city treasurer or chief financial officer, and employees from the city police or fire department appointed by the mayor, and make technical and conforming amendments; amends KRS 95.761 and 95.767 to provide that if there are fewer than 6 active and retired members of the fund, the board shall be composed of the mayor, city treasurer or chief financial officer, and employees and members of the city legislative body appointed by the mayor; amends KRS 95.783 and 96.180 to provide that once all liabilities have been satisfied to all persons owed benefits from the pension fund covered by this section, then the board of the fund shall liquidate and distribute to the city any residual assets of the fund and shall provide a report of the actions taken by the fund to liquidate the residual assets; amends KRS 67A.655, 78.531, 95.010, 95.580, 95.590, 95.610, 95.620, 95.628, 95.762, 95.765, 95.768, 95.769, 95.771, 95.772, 95.777, 95.778, 95.779, 95.859, 95.868, 95.872, 95.875, 95.890, and 427.125 to make technical and conforming amendments; repeals KRS 95.785.

**SB 54**

AN ACT relating to donated clothing, household items, or other items.

Creates a new section of KRS 367.650 to 367.670 to require proper labeling on donation boxes and donation drop-off sites when the donations do not qualify as charitable contributions for federal tax purposes; amends KRS 367.668 to require lettering to be not less than 2 inches in height.

**SB 56**

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

Amends various sections in KRS Chapter 189A relating to driving under the influence to expand the look-back window for prior offenses from five years to 10 years; amends KRS 189A.330 to expand the window for quarterly reporting of pending DUI cases; EMERGENCY.

**SB 58**

An ACT relating to automobile service contract insurance.

Amends KRS 304.5-070 to define “reimbursement insurance policy,” service contract,” and “service contract provider”; amends KRS 190.090 to define “service contract.”

**SB 60**

AN ACT relating to offenses committed in a continuing course of conduct against vulnerable victims and declaring an emergency.

Creates a new section of KRS Chapter 501, relating to general principles of liability, to define “offense against a vulnerable victim,” create a mechanism for charging a person with the commission of an offense against a vulnerable victim in a continuous course of conduct, and specify that if a person is convicted of an offense against a vulnerable victim in a continuing course of conduct, that person may not also be convicted of charges based on the individual unlawful acts that were part of the continuing course of conduct; EMERGENCY.

**SB 63**

AN ACT relating to evidence and declaring an emergency.

Amends KRS 15.440 to require law enforcement agencies have approved policies on the disposition of sexual assault evidence collection kits; amends KRS 17.175 to set processing timelines for state police forensic laboratory processing of sexual assault evidence collection kits and authorize expedited repair and procurement authority to meet those deadlines, require that all kits collected prior to this bill and which were not yet tested are submitted to the forensic laboratory by January 1, 2017, allow the state lab to prioritize analysis and classification of kits which have been submitted with a suspect standard, in cases where a suspect has been identified, make the goals for average completion time contingent on receipt of adequate funding, require hospitals and other facilities that perform forensic medical exams and collect evidence for sexual assault kits to notify law enforcement within 24 hours of obtaining the victim’s consent to release the kit to law enforcement, require hospitals to retain kits not reported to law enforcement for one year, instead of only 90 days, add to the Sexual Assault Response Team Advisory Committee (SART-AC) the Executive Director of the Kentucky Association of Children’s Advocacy Centers, require that SART-AC assist regional rape crisis centers in creating regional sexual assault response teams, require that SART-AC develop model policies for law enforcement and these efforts should include economic impacts, as well as model policies and implementation, study the costs associated with crimes by individuals identified in the backlog effort, and report annually to the General Assembly and the secretary of the Justice and Public Safety Cabinet on data relating to sexual assault in Kentucky, including the number of kits collected and the number tested, require KSP and AOC to report statistics to SART-AC, create a designation for SANE-ready hospitals, which requires 24-hour access to SANE nurses, require law enforcement basic training to include 8 hours on sexual assault by 2017, require DOCJT establish 40-hour training curriculum in sexual assault investigation for law enforcement officers by 2017, and require by 2019 at least one officer in every agency to receive that training, clarify and define retention period for kits when no trial has taken place; “Sexual Assault Forensic Evidence (SAFE) Act of 2016”; EMERGENCY.

**SB 64**

AN ACT relating to property valuation administrator fees.

Amends KRS 133.047 to define “reasonable fee” and “personnel time.”

**SB 74**

AN ACT relating to security interests.

Amend KRS 186.045 to allow termination statements be submitted by fax or electronically, hold county clerks harmless for fraudulent termination statements.

**SB 84**

AN ACT relating to stopped vehicles.

Amends KRS 189.450, regarding the prohibition against stopping on a highway, to provide an exemption for vehicles operated by a collection service registered under KRS 224.43-315 or an Adopt-a-Highway Program, provided the vehicles are stopped for no more than 15 minutes at a time.

**SB 90**

AN ACT relating to the siting of cellular antenna towers.

Amends KRS 100.987 to direct that applications for cell towers on state-owned property be approved by the Public Service Commission, that universities electing to perform financial management of their properties submit cell tower siting applications to the PSC if otherwise exempt from local planning regulations, and exempt from such approval property for which the use is controlled by the secretary of the Finance and Administration Cabinet; amends KRS 278.650 to conform to exemptions relating to the Finance and Administration Cabinet properties.

**SB 97**

AN ACT relating to mortgage loans.

Amends provisions of Subtitle 8 of KRS Chapter 286 relating to registration and licensing of persons engaged in mortgage lending to delete the requirement for registration of mortgage loan processors who are directed and supervised by a mortgage loan originator, but retain registration requirements for mortgage loan processors who engage in the mortgage lending process as an independent contractor and require registration of underwriters who engage in the mortgage lending process as an independent contractor; amends KRS 286.8-034 to delete the requirement that the commissioner provide a duplicate copy of a license to a licensee for a fee of \$10; creates a new section of Subtitle 8 of KRS Chapter 286 to prohibit a mortgage loan processor or underwriter from indication that he or she can or will perform any activities of a mortgage loan originator or underwriter if he or she is not registered or authorized to act as a mortgage loan originator; amends KRS 286.8-250 to delete the requirement that a mortgage loan broker prominently display the license certificate at his or her physical location; amends KRS 286.8-255 to delete the requirement that the commissioner provide a duplicate copy of a registration to a registrant for a fee of \$10, and require mortgage loan originators to grant access to any records of which the originator has actual or constructive possession or control, rather than possession or control, to the commissioner or the commissioner's examiner, and require a supervising mortgage loan company or broker to perform an employee background check, in accordance with standards established by the commissioner of the Department of Financial Institutions, prior to hiring a mortgage loan processor and provide proof to the commissioner, and require a supervising mortgage loan company or broker provide the processor with the continuing education required under KRS 286.8-260; amends KRS 286.8-260 to reduce general continuing education requirements from 12 hours to 8 hours, and from 4 hours to 1 hour per year the required number of hours of continuing education on the requirements of Subtitle 8 of KRS chapter 286 and of KRS

360.100 relating to the state's legal interest rate; amends KRS 286.8-036 to remove reference to a physical license.

**SB 103**

AN ACT relating to funeral planning.

Creates new sections of KRS Chapter 367 to define "cemetery merchandise," "declarant," "declaration," "designee," "funeral," and "funeral merchandise," establish the uses and requirements for a declaration, permit declarations to specify preferences for the disposition of remains after death, establish that the most recent declaration shall take precedence over other documents concerning disposition of remains, grant persons following a declaration in good-faith immunity from liability, specify requirements to revoke a declaration and actions that can cause the revocation of a designation, specify the chain of authority if the person with authority under the declaration or statute fails to assume the obligation, limit reciprocity with other states, and specify requirements for contesting the validity of a declaration; amends KRS 367.97501 to delete the definition of "authorizing agent," amend the definition of "cremation authorization form," define "declaration," and delete the definition of "preneed cremation authorization form"; amends KRS 367.97514 to conform; amends KRS 367.97524 to include funeral home; amends KRS 367.97527 to replace the use of a preneed cremation authorization form with the use of a declaration; amends KRS 367.97514 to conform and require declarant to disclose implants or, in the event there is no declaration, restore language requiring the authorizing agent responsible for disclosing the existence of implants to crematory authorities; amends KRS 367.97531 to allow the authorizing agent to submit a form by facsimile transmission.

**SB 113**

AN ACT relating to legislative recommendations from the Judicial Form Retirement System.

Amends KRS 6.521, 6.525, 6.577, 21.345, 21.402, 21.405, 21.410, 21.420, and 21.427 to make technical and clerical changes for the Legislators' Retirement Plan and the Judicial Retirement Plan.

**SB 114**

AN ACT relating to medical authorizations by advanced practice registered nurses.

Amends KRS 15.382, 72.465, 186.411, 189.125, 213.076, and 387.540 to add advanced practice registered nurses to medical authorization.

**SB 117**

AN ACT relating to pharmacy benefit management.

Amends KRS 304.9-020 to define pharmacy benefit manager; creates new sections of Subtitle 9 of KRS Chapter 304 to require a pharmacy benefit manager to obtain a license, establish licensure and application requirements for pharmacy benefit managers, and require administrative regulations for the licensing process; amends KRS 304.17A-161 to define maximum allowable cost and amend the definition of pharmacy benefit manager; amends KRS 304.17A-162 to state requirements for pharmacy benefit managers, require information to be shared to resolve an appeal, and require adherence to other subtitles of KRS Chapter 304; and creates a new section of KRS 205 to apply to Medicaid Managed Care Organizations and exempt Medicaid fee-for-service from some provisions.

**SB 118**

AN ACT relating to money transmitters.

Amends KRS 286.11-007 to exempt service providers working on behalf of banks or sellers of goods or services from KRS Chapter 286, Subtitle 11, relating to money transmitters.

**SB 120**

AN ACT relating to bank officers.

Repeals and reenacts KRS 286.3-065 to apply the standards of conduct in KRS 271B.8-300 and 271B.8-420 to the directors and officers of a bank, respectively.

**SB 122**

AN ACT relating to recording statutes.

Amends KRS 186A.190 to extend the initial length of time a lien filing is effective from seven to ten years, reduce the length of time the filing of a continuation statement would extend that period from seven to five years, and establish when a continuation period commences and how succeeding continuation statements may be filed; amends KRS 382.110 to require a grantee to file a deed filed pursuant to KRS 426.577 within 5 days of receiving it from the commissioner; amends KRS 382.290 to remove “next” from “next immediate source”; amends KRS 382.297 to allow an affidavit of amendment to correct a typographical error on a recorded mortgage.

**SB 128**

AN ACT relating to women veterans.

Amends KRS 40.600 to permit the Department of Veterans’ Affairs to promulgate administrative regulations for the Women Veterans Program.

**SB 129**

AN ACT relating to administrative regulations.

Amends KRS 13A.010 to change the defined term “government” to “local government” and establish a definition for “written comments”; amends KRS 13A.020 to provide that a monthly meeting may be rescheduled, rather than canceled, by agreement of both co-chairs; amends KRS 13A.040 to clarify that an administrative body may submit a written request for a technical amendment and provide examples of technical amendments, rather than a complete list, and require the regulations compiler to refuse to accept for filing administrative regulations that do not comply with specified requirements for emergency administrative regulations, statements of consideration, and amended-after-comments versions; amends KRS 13A.050 to correct the name of the Administrative Register of Kentucky; amends KRS 13A.070 to authorize, rather than require, the LRC to promulgate administrative regulations, delete the requirement that the regulations compiler refuse to accept any administrative regulation that does not conform to KRS Chapter 13A and the administrative regulations thereunder, and require that administrative regulations promulgated by LRC be signed by the President of the Senate and the Speaker of the House of Representatives; amends KRS 13A.125 to require that a current proposed administrative regulation be withdrawn prior to filing a subsequent proposed administrative regulation with the same number or title; amends KRS 13A.190 to require that emergency administrative regulations be published in the Administrative Register in accordance with the publication deadline established in KRS 13A.050(3), clarify provisions governing when a subsequent emergency administrative regulation with the same number or title or governing the same subject matter may

be filed, and establish the filing requirements for emergency administrative regulations; amends KRS 13A.220 to require that the electronic version be filed at the same time as, or prior to, filing the paper version, require that the electronic version be saved as a single document for each administrative regulation, specify that a section shall not be divided into lower levels of division if there is only one item in that level of division, require that the contact person's information include an email address, and authorize administrative bodies to file letters and notifications electronically with the regulations compiler; amends KRS 13A.221 to require that, before filing an administrative regulation, an administrative body review the entire administrative regulation for compliance with KRS Chapter 13A and current law governing the subject matter of the administrative regulation; amends KRS 13A.222 to require that all changes made to the text of an existing administrative regulation be marked with new words underlined and deleted words struck through and placed in brackets, establish requirements for definitions in administrative regulations, remove the prohibition against using the phrase "at the time" in an administrative regulation, authorize the use of "et seq." in citations, and require that citations accompany only the first usage of a popular name in an administrative regulation; amends KRS 13A.2251 to require that the incorporation by reference section of an administrative regulation state the regular office hours of the administrative body, rather than the set times of 8:00 a.m. to 4:30 p.m.; amends KRS 13A.2255 to establish the process for amending material previously incorporated by reference and to require the summary of changes to describe the changes being made; amends KRS 13A.230 to require that the electronic version of an administrative regulation be filed at the same time as, or prior to, filing the paper version, and require that the electronic version be saved as a single document for each administrative regulation; amends KRS 13A.240 to require the regulatory impact analysis to state the administrative regulation's number and the contact person's name, e-mail address, and telephone number, and delete the requirement that the LRC prepare a written analysis of all regulatory impact analyses and administrative regulations; amends KRS 13A.250 and KRS 13A.255 to require inclusion of each contact person's name, e-mail address, and telephone number in the fiscal note and notification regarding fees; amends KRS 13A.270 to end the comment period at 11:59 p.m. on the last day of the calendar month in which the administrative regulation is published in the Administrative Register, rather than having the end of the comment period dependent on whether the last day is a workday or a Saturday, Sunday, or legal holiday, require that the contact information include the contact person's e-mail address, clarify that the provisions for notification if a government may be impacted by an administrative regulation apply for local government impact not both state and local government impact, and delete the requirement that administrative bodies telephone the regulations compiler about the holding or canceling of public hearings and whether public comments were received; amends KRS 13A.280 to specify the filing requirements for a statement of consideration and an amended after comments version; amends KRS 13A.290 to require that ARRS review of an administrative regulation include the entire administrative regulation and all attachments filed with the administrative regulation, delete the requirement that a copy of the minutes of each meeting be sent to the promulgating administrative body, require that referrals to the second committee be made on the first Wednesday of the following month instead of at the next regularly scheduled LRC meeting, and establish the voting requirements at the second committee level in order to amend an administrative regulation or find an administrative regulation deficient; amends KRS 13A.300 to establish requirements for deferring an administrative regulation scheduled for review at the second committee level; amends KRS 13A.310 to establish the effective date of a repealing administrative regulation if the repealer states an effective date that is after the normal effective date for an administrative regulation;

amends KRS 13A.312 to require the regulations compiler alter administrative regulations pursuant to a statutory change or executive order after receipt of a written request from an administrative body; amends KRS 13A.315 to require that an administrative regulation expire if the statement of consideration and, if applicable, the amended after comments version is not filed before a specified deadline, rather than requiring expiration if any item is not filed before a deadline; amends KRS 13A.320 to establish requirements for amendments made at a subcommittee meeting; amends KRS 13A.100, 13A.110, 13A.120, 13A.130, 13A.180, 13A.200, and 13A.224 to make technical corrections; creates a new section of KRS Chapter 141 to require the Department of Revenue publish tax forms and instructions to the forms without promulgating an administrative regulation; amends KRS 131.130, 141.050, and 141.068 to conform; repeals KRS 13A.075 and 13A.140, relating to promulgation of administrative regulations.

**SB 134**

AN ACT relating to biological products.

Amends KRS 217.814 to define “biological product” and “interchangeable biological product” and re-order other definitions; amends KRS 217.822 to require lower-priced biological products be dispensed when appropriate unless notified otherwise, require labeling and notification of biological product substitutions, specify when communication from a pharmacist to a prescribing practitioner is not required, specify what a prescribing practitioner may do with communications received from a pharmacist, and provide a presumption that communication by facsimile, telephone, electronic transmission, or other prevailing means to a practitioner’s office, or a practitioner’s office personnel, that prescribed a biological product to patient is notice to that prescribing practitioner; amends KRS 217.216 to provide a pharmacist sufficient information to meet newly established communication requirements; amends KRS 217.895 to add biological products to inspection requirements.

**SB 140**

AN ACT relating to interstate distance education among postsecondary institutions.

Amends 164.540 to authorize the Council on Postsecondary Education to enter into the State Authorization Reciprocity Agreement, for the purpose of authorizing a postsecondary institution located in another state provide distance education to Kentucky residents, and serve as the lead or “portal” agency responsible for contact with other states on matters pertaining to interstate reciprocity agreements; and promulgate administrative regulations.

**SB 141**

AN ACT relating to board membership for municipal utilities.

Amends KRS 96.530 and 96.740 to allow one board member of a municipal electric utility to reside outside the city limits.

**SB 153**

AN ACT relating to child support.

Amends KRS 403.212 to establish new amounts in the child support guidelines table and delete the old amounts. VETOED.

**SB 154**

AN ACT relating to physician assistants.

Amends KRS 311.854 to make a physician's application to serve as a supervising physician include an outline of the specific parameters for review of countersignatures; amends KRS 311.856 to allow the supervising physician, practice, or institution to determine a physician assistant's countersignature requirements, and define the "practice" and "institution" within the context of physician assistant countersignature requirements.

**SB 155**

AN ACT relating to human services.

Amends KRS 12.020 to remove the Statewide Independent Living Council from the Education and Workforce Development Cabinet; repeals KRS 151B.240 and reenacts as a new section of KRS Chapter 194A to correct the administrative location of the Statewide Independent Living Council and specify that members be recommended by the Department for Aging and Independent Living, update reference to federal law.

**SB 167**

AN ACT relating to city government.

Amends KRS 82.083, relating to the disposition of city property, to define "independent appraisal" and allow property to be transferred for the purposes of elimination of blight, traded toward the purchase of the same or similar property, sold for its appraised fair market value when the value is \$5,000 or less, as long as the sale is not to a city officer or family member of a city officer, sold for scrap or disposed of as garbage when the property has no or nominal value, or sold by the Finance and Administration Cabinet when an agreement exists between the city and the cabinet; amends KRS 83A.100 relating to city wards to allow a city, in addition to the existing process, to establish a hybrid ward system; amends KRS 95.490 relating to oaths of police officers, to not require the oath be before the mayor; amends KRS 97.630 relating to city war memorials, to allow cities to establish an alternative number of board members for the war memorial commission; amends KRS 424.260, relating to bids for materials, supplies, equipment, and services, to exempt certain property being transferred between governmental agencies; amends KRS 424.280, relating to the due date of ad valorem taxes, to allow publication of an ordinance adopting the rate of the ad valorem tax levy to satisfy the requirements of the section if the due date of the tax is published as a component of the city ordinance levying the tax; amends KRS 381.697, relating to the maintenance of burial grounds, to allow a city to require proper care of the grounds from their owners or those having claims to the grounds.

**SB 168**

AN ACT relating to municipal audits.

Amends KRS 43.050 and 91A.040 to allow a special audit or examination of a city government or its agencies or departments to avoid a duplicative repository of audit records at the LRC and allow the Auditor to bill the city for the actual expense of the audit or examination conducted.

**SB 169**

AN ACT relating to elections.

Amends KRS 121.180 to delete duplicate paper copy filing requirement; amends KRS 116.095 to require county clerks to redact a registered voter's Social Security number from any voter registration record that is requested by a citizen; amends KRS 116.0452 to establish 4 p.m. local time as the deadline for voter registration applications to be deemed timely received by the county clerk before voter registration books are closed; amends KRS 117.235 to change the electioneering prohibition distance to 100 feet from 300 feet and allow the posting of political signs on private property that does not serve as a polling location, regardless of distance; creates a new section of KRS Chapter 160 to establish the process to be followed by a candidate to appear on an election ballot for school board member in a school district that extends across county lines, and the process for totaling a candidate's votes and issuing a certificate of election; amends KRS 118.425 to conform; amends KRS 117.227 to expand the list of identification cards that can be used to confirm the identity of a voter and to clarify that any identification cards with picture and signature, as well as any United States government-issued identification cards, are acceptable forms of voter identification; amends KRS 117.087 to require challenges to absentee ballots returned by mail to be in the hands of the county clerk before 8:00 a.m. on election day, and to direct county boards of elections to meet and count absentee ballots beginning at 8:00 a.m. on election day.

**SB 170**

AN ACT regarding the transportation of steel products.

Creates a new section of KRS Chapter 189 to define "riverport," require the Transportation Cabinet establish a permit process for overdimensional permits for the transportation of steel products from a manufacturing facility to a riverport within a seven mile radius from the manufacturing facility, establish maximum dimensions for vehicles operating under a permit, require permit applicant to specify the route, restrict travel to state highways, allow operation under a permit 24 hours a day, and set fee for an annual permit at \$250; amends KRS 189.270 to conform.

**SB 174**

AN ACT relating to children's services.

Amends KRS 199.011 to define "reasonable and prudent parent standard"; amends KRS 199.650 to require a licensed child-caring facility or child-placing agency designate an on-site official who is trained and authorized to apply the reasonable and prudent parent standard; amends KRS 600.020 to define "age or developmentally-appropriate" and "reasonable and prudent parent standard"; creates a new section of KRS Chapter 600 to define "caregiver" and establish requirements for caregivers using the reasonable and prudent parent standard; amends KRS 610.125 to require the court to consider certain factors related to planned permanent living arrangements for children 14 and 16 years of age and older; amends KRS 620.050 to allow certain licensed child-caring facilities or child-placing agencies to be provided records of an investigation or assessment by the cabinet, and establish standards relating to the sharing of child custody information.

**SB 178**

AN ACT relating to establishing Welcome Home Vietnam Veterans Day in Kentucky.

Creates a new section of KRS Chapter 2 designating March 30 as Welcome Home Vietnam Veterans Day in the Commonwealth.

**SB 179**

AN ACT relating to persons with disabilities.

Amends KRS 205.200 to disregard any amount in an ABLE account, any contributions to an ABLE account, and any distribution from an ABLE account for qualified expenses for the purposes of determining an individual's eligibility for a means-tested public assistance program and the amount of assistance or benefits the individual is eligible to receive under the program, direct the State Treasurer, the Secretary of the Finance and Administration Cabinet, the Executive Director of the Commonwealth Council on Developmental Disabilities, and the Executive Director of the Kentucky Higher Education Assistance Authority to work cooperatively to seek all available sources of funding, determine the best plan of action related to ABLE accounts, and report to the Legislative Research Commission on or before December 31, 2016.

**SB 182**

AN ACT relating to the storage and handling of grain.

Amends KRS 251.430 to change license renewal date for grain storage businesses; amends KRS 251.440 to make technical corrections; amends KRS 251.720 to change license renewal date for grain dealers; amends KRS 251.990 to change penalties relating to the storage and handling of grain.

**SB 185**

AN ACT relating to autism spectrum disorders.

Creates a new section of KRS Chapter 194A to establish the Advisory Council on Autism Spectrum Disorders to be attached to the Office of Autism within the Cabinet for Health and Family Services and establish council membership, responsibilities, and reporting requirements; creates a new section of KRS Chapter 194A to establish the Office of Autism to be housed at the University of Louisville and the University of Kentucky; amends KRS 194A.135 to delete the requirement that the Commonwealth Council on Developmental Disabilities appoint a subcommittee including members of the Kentucky Commission on Autism Spectrum Disorders to monitor the state plan and submit reports; repeals KRS 194A.620 and KRS 194A.622; and confirms Executive Order 2015-397.

**SB 186**

AN ACT relating to boat liens.

Amends KRS 235.230 to require a boat owner provide the title of a boat, or equivalent document, to a marina owner for periods of contracted mooring longer than 24 hours, and require the marina owner keep the title or a copy of the title for the duration of the mooring; creates a new section of KRS Chapter 376 to allow a marina to enforce a possessory lien on a boat, establish notification requirements for the enforcement of a possessory lien on a boat, and establish sale requirements following judgment in favor of a marina to enforce a possessory lien on a boat.

**SB 188**

AN ACT relating to oil and gas well sites.

Amends KRS 353.510 to add a definition for “stratigraphic test well”; amends KRS 353.570 to require a permit before drilling a stratigraphic test well and deletes test holes from permitting requirement; amends KRS 353.590 to subject a permitted stratigraphic test well to various sections of KRS Chapter 353 for regulatory purposes and impose plugging requirements, require stratigraphic test wells be permitted as oil and gas wells prior to producing oil or gas and deviating from true vertical, and impose stratigraphic test wells converted to oil and gas wells to regulatory requirements of KRS 353.590 and 353.660 once the permit terminates, and delete confidentiality requirements on test holes; amends KRS 353.660 to change termination of operations to completion of drilling, require that persons applying for a permit for a stratigraphic test well be granted a 3-year confidentiality period for all drilling records and subject well records, surveys and other logs on stratigraphic wells to confidentiality requirements, and delete references to test holes, termination of operations, and completion of drilling.

**SB 191**

AN ACT relating to reorganization and declaring an emergency.

Amends KRS 247.090 to expand the membership of the State Fair Board, include nominees that represent all segments of animal agriculture provided by trade organizations and commodity groups that may include but not be limited to the Kentucky Cattlemen's Association, Kentucky Dairy Development Council, Kentucky Livestock Improvement Association, Kentucky Pork Producers Association, Kentucky Poultry Federation, and Kentucky Sheep and Goat Development Office, include nominees that represent all segments of crop or plant production provided by trade organizations or commodity groups that may include but not be limited to Kentucky Corn Growers Association, Kentucky Grape and Wine Council, Kentucky Horticulture Council, Kentucky Small Grain Growers Association and Kentucky Soybean Association, remove legislative membership on the board, and set board member terms; amends KRS 247.100 to remove quorum threshold language; amends KRS 247.110 to set out chair appointment powers of the Governor, set meeting requirements for the State Fair Board, and require a majority of voting members of the board to constitute a quorum and adopt bylaws; amends KRS 247.120 to establish the per diem reimbursement rate for board meeting duties; amends KRS 247.140 to require the State Fair Board to hold an annual fair on the state fairgrounds and operate the Kentucky State Fair and World's Championship Horse Show and the National Farm Machinery Show; amends KRS 247.220 to remove the Kentucky Livestock Improvement Association from the Fair Council, clarify membership representation to include the Kentucky Colt Racing Association and Agricultural Education Consultant, and add a representative of animal agriculture; amends KRS 247.226 to delete membership requirements of the North American International Livestock Exposition Executive Committee; amends KRS 247.228 to delete membership requirements of the North American International Livestock Exposition Executive Committee subcommittees; repeals KRS 247.200, which prohibits distribution of free passes, requires that board members be appointed to no more than three terms that begin on or after the effective date of this bill and provides that prior terms served do not count toward term limits, abolishes the prior State Fair Board and transfers all responsibilities, records, equipment, staff, and budgets to the newly constituted board, and nullifies the effect of Executive Order 2015-398, dated June 23, 2015; EMERGENCY.

**SB 193**

AN ACT relating to health benefit coverage of amino acid-based elemental formula and declaring an emergency.

Amends KRS 205.560 to add amino acid-based elemental formula to the list of medicines covered by the Cabinet for Health and Family Services for treatment of inborn errors of metabolism or genetic, gastrointestinal, and food allergic conditions; amends KRS 213.141 to add amino acid-based elemental formula to the list of therapeutic foods supplied by the Division of Maternal and Child Health; amends KRS 304.17A-258 to include eosinophilic disorders, food protein allergies, food protein-induced enterocolitis syndrome, and short bowel disorders in the definition of “therapeutic food, formulas, and supplements,” and define “amino acid-based elemental formula”; amends KRS 18A.225 to require any policy provided to state employees to cover amino acid-based elemental formulas; “Noah’s Law”; EMERGENCY.

**SB 195**

AN ACT relating to firefighters and declaring an emergency.

Amends KRS 61.315 to create a presumption of a death in the line of duty and eligibility for a lump sum death benefit for firefighters who obtain certain types of cancer, specify that the rebuttable presumption exists if a firefighter is employed for five years or more and has not used tobacco products for ten years, and specify that provisions do not apply to claims filed under KRS Chapter 342; EMERGENCY.

**SB 196**

AN ACT relating to books for preschool children and making an appropriation therefor.

Creates new sections of KRS Chapter 171 to establish the Books for Brains Program to promote the development of a comprehensive statewide program for encouraging preschool children to develop an appreciation of books, attach the program to the Department for Libraries and Archives for administrative purposes, establish a governing board of seven members appointed by the Governor for staggered four-year terms, require governing board members to be reimbursed for expenses as funds become available, establish the Books for Brains Program trust fund to consist of funds collected through state appropriations, gifts, grants, and any other funds from the public and private sectors, and direct the department to promulgate administrative regulations to establish the procedures for working with local partners to provide books for registered children; APPROPRIATION. VETOED.

**SB 203**

AN ACT relating to death in the line of duty benefits and declaring an emergency.

Amends KRS 16.601, relating to State Police retirement, to permit beneficiaries of a deceased member awaiting a decision regarding death as a result of an act in the line of duty to receive death benefits under KRS 16.578 and to have benefits recalculated if a final determination results in a finding of eligibility for in the line of duty benefits; amends KRS 61.621 to permit a spouse of a deceased member awaiting a decision regarding whether the death was as the result of a duty-related injury to receive death benefits under KRS 61.640, and have benefits recalculated if a final determination results in a finding of eligibility for duty-related benefits; makes provisions retroactive to any matter pending before the Kentucky Retirement Systems or on appeal; EMERGENCY.

**SB 206**

AN ACT relating to reemployment of retired police officers.

Creates a new section of KRS Chapter 95 to define “city” and “police officer,” permit cities to employ retired police officers if the officer had participated in the Law Enforcement Foundation Program fund or retired as a commissioned state police officer, retired with at least 20 years of service credit with no administrative charges pending, and met the separation of employment requirements so that retirement benefits from Kentucky Retirement Systems were not voided, provide that retired police officers employed by a city shall continue to receive the benefits they were eligible to receive upon retirement, but shall not accrue any additional retirement or health benefits during reemployment, provide that retirement and any health contributions shall not be paid by the city to Kentucky Retirement Systems or the Kentucky Employees Health Plan on a retired officer who is reemployed under the section, provide that individuals employed under the section may be employed for a term not to exceed one year, which may be renewed at the discretion and need of the city, and subject cities reemploying retired police officers to the number of retired police officers that may be hired depending on average number of police officers employed over the course of calendar year 2015; amends KRS 61.637 to conform.

**SB 209**

AN ACT relating to agencies that discontinue participation in Kentucky Retirement Systems.

Creates a new section of KRS Chapter 61 to provide that an employer ceasing participation in the Kentucky Employees Retirement System or the County Employees Retirement System as provided by KRS 61.522 that elects to provide an alternative retirement plan with mandatory employee contributions may “pick-up” the employee contributions in the alternative retirement plan so that the contributions will be made on a tax-deferred basis and prohibit the provisions of this section from being construed as a determination or opinion of the Commonwealth of Kentucky as to whether an employer ceasing participation in KERS or CERS is a governmental agency is eligible to establish a governmental retirement plan under the Internal Revenue Code; amends KRS 141.010 to conform.

**SB 211**

AN ACT relating to establishing ALS Awareness Day.

Creates a new section of KRS Chapter 2 to designate February 21 of each year as “ALS Awareness Day” throughout the Commonwealth.

**SB 214**

AN ACT relating to notaries public.

Amends KRS 64.300 to remove fee limitations for certain acts, and add National Guard, reserve components, US Air Force, and Coast Guard to certain exemptions.

**SB 216**

AN ACT relating to marriage licenses.

Amends KRS 402.100 to require the Department of Libraries and Archives revise the marriage license form to allow for the entering of information identifying each party as a “bride”, “groom” or “spouse,” include gender as vital information for each party, require a statement signed by both parties swearing that the information on the form is correct, and indicate date and place

the application was made, require a marriage certification to include the printed name of the person performing the ceremony and a signed statement indicating that the marriage certificate was recorded in the county in which it was filed, and allow parties to present a Social Security card or other government-issued identification card as a means of identification; amends KRS 402.110 to conform.

### **SB 217**

AN ACT relating to military justice.

Amends KRS 35.010, relating to the code of military justice, to clarify definitions; amends KRS 35.070 to change the maximum fine or forfeiture of pay that a commanding officer may impose as well as clarify other nonjudicial punishments; amends KRS 35.125 to clarify who is eligible to serve as a military judge; amends KRS 35.215 to exempt sexual crimes from a statute of limitations; creates a new section of KRS Chapter 35 to move those definitions previously found under each individual sexual crime into one statute; creates a new section of KRS Chapter 35 to create the crime of sexual harassment; amends KRS 35.681 to remove the definitions related to rape from the statute; creates a new section of KRS Chapter 35 to create the crime of rape of a child; amends KRS 35.685 to remove the definitions related to stalking from the statute; amends KRS 35.690 to remove the definitions related to other sexual crimes.

### **SB 225**

AN ACT relating to homelessness prevention.

Amends KRS 194A.735 to expand eligibility, subject to sufficient funding, for the Homelessness Prevention Project to individuals aged 18-25 at risk of developing serious mental illness who are being released from a state-operated or state-contracted mental health facility, individuals with a history of multiple utilizations of health care, mental health care, or judicial systems, individuals released after serving out a sentence in or being paroled from a state-operated prison, and individuals who have or will be aging out of foster care, expand the program statewide, subject to sufficient funding as provided by an executive branch budget bill, move management of the project to the Division of Behavioral Health, require the annual report be forwarded to the Kentucky Interagency Council on Homelessness after submission, establish the Kentucky Interagency Council on Homelessness, and establish its membership, responsibilities, duties, and functions.

### **SB 228**

AN ACT relating to education.

Amends KRS 158.148 to define “bullying,” require a school board’s code of acceptable behavior to prohibit bullying, and require the code to include procedures for investigating and responding to reports of bullying and a method to protect a person reporting a bullying incident.

### **SB 230**

AN ACT relating to blighted and deteriorated properties.

Amends KRS 99.700, relating to blighted and deteriorated properties, to expand findings to include all local government jurisdictions; amends KRS 99.705 to define “alternative government entity,” “local government,” and “nuisance code”; amends KRS 99.710 to expand the availability of spot condemnation to all forms of local government and allow the duties that could be fulfilled by a vacant property review commission to be assigned to an alternative government

entity with a similar mission; amends KRS 99.715, 99.720, 99.725, and 99.730 to conform; creates a new section of KRS 99.700 to 99.730 to establish a tax delinquency diversion program for blighted property in consolidated local governments; amends KRS 416.540 to define “government lien” and “local government” and to make technical corrections; amends KRS 416.570 to require a petition filed for a condemnation instituted pursuant to KRS 99.700 to 99.730 to include certification of the assessment made by the property valuation administrator, a list of all government liens against the property and the amount due, and an estimate of the expense necessary to bring the property up to code; amends KRS 416.580 to require the cost of bringing any structures on the property to be condemned up to code, or to demolish the property, be considered in establishing the value of the property; amends KRS 416.610 and 416.660 to conform; amends KRS 134.128 and 134.504 to reference the tax delinquency diversion program established by Section 8 of the Act; amends KRS 91.285 and 92.305 to conform.

**SB 238**

AN ACT relating to child support orders.

Amends KRS 205.7685 to remove requirement of ten days’ notice when requesting a credit report for purposes of evaluating child support; amends KRS 407.5101 to clarify the support enforcement agency within the Cabinet for Health and Family Services related to the Uniform Interstate Family Support Act; amends various sections of KRS Chapter 407 to make technical corrections and conform.

**SB 242**

AN ACT relating to veterinarians.

Amends various sections of KRS Chapter 321 relating to veterinarians, define “veterinary wellness program” and “student,” eliminate “veterinary technologist” designation, clarify veterinary license to practice requirements, allow for additional licensing stipulations, allow a retailer to provide information and suggestions on over-the-counter animal products, provide conditions under which a nonresident of the United States may practice veterinary medicine, clarify a special permit to practice veterinary medicine, clarify animal control euthanasia, set method by which the Board of Veterinary Examiners may allow the renewal of retired or inactive licenses, increase the size of the Board of Veterinary Examiners, provide board members with immunity from personal liability in any action based on an official act of the member, allow the board to establish a veterinary wellness committee, clarify the election of a chair and vice chair of the board, set a limit on administrative fines at \$5,000 per violation, define what “private admonishment,” describe who may be licensed as a veterinary technician, and provide that only a violation of KRS 321.190 is punishable under the penalty section of KRS Chapter 321; creates a new section of KRS Chapter 321 to permit the board to issue an emergency order for immediate, temporary suspension of a license, and establish an appeals process; makes technical corrections; repeals KRS 321.195.

**SB 245**

AN ACT relating to enhanced secure identity documents and making an appropriation therefor.

Amends KRS 186.410 to specify that the Transportation Cabinet is the issuing agency for operator's licenses and personal identification cards, allow applications through alternative technology, establish a base renewal period of 8 years for operator's licenses and personal ID cards,

and require drivers under 18 to enroll in a driver education course; repeals and reenacts KRS 186.412 to set forth the application process for citizens and permanent residents to apply for operator's licenses and instruction permits, identify the information required in the application process, and require electronic scanning of supporting documents used in the application process; creates a new section of KRS 186.400 to 186.640 to set forth the application process for immigrants who can show proof of legal presence to apply for operator's licenses and instruction permits, require that immigrants applying for an operator's license apply with the Transportation Cabinet instead of the circuit clerk, require verification through the SAVE alien verification system, require an immigrant with a change in status to update information with the Transportation Cabinet within 10 days, state that licenses issued under this section are good for the length of time a person's visa is valid or 8 years, whichever is shorter, and specify that if an immigrant does not have a date certain on his or her immigration status, the license issued will be valid for 1 year; creates a new section of KRS 186.400 to 186.640 to set forth the application procedures for citizens and permanent residents to apply for personal identification cards; creates a new section of KRS 186.400 to 186.640 to set forth the application procedures for immigrants who can show proof of legal presence to apply for personal identification cards, with the similar limitations and restrictions as for operator's licenses; creates a new section of KRS 186.400 to 186.640 to establish the form and composition of operator's licenses and personal identification cards, including the requirements for photographs taken; specifies that name changes through marriage, divorce, or other name changes conform to an applicant's name on file with the Social Security Administration; creates a new section of KRS 186.400 to 186.640 to establish procedures and fees for the child ID program; creates a new section of KRS 186.400 to 186.640 to establish procedures for the issuance of personal identification cards or operator's licenses to inmates being released from state and federal correctional institutions and individuals on probation and parole; creates a new section of KRS 186.400 to 186.640 to allow renewal by mail for active duty members of the military stationed outside the Commonwealth, allow a 90-day extension for active duty military members returning home to renew their licenses, and set forth procedures and requirements for the issuance of a "veteran" notation on an operator's license or personal ID card; creates a new section of KRS 186.400 to 186.640 to require the Transportation Cabinet to develop a system of voluntary enhanced secure licenses and personal ID cards that are in compliance with the federal REAL ID Act of 2005, identify features of the system, permit both initial and renewal applicants to apply for either a voluntary enhanced secure identity document or a document that is not in compliance with the federal law, and set the same fees for both enhanced secure and nonenhanced secure identity documents; creates a new section of KRS 186.400 to 186.640 to set forth the documents required to apply for a voluntary enhanced secure identity document; amends KRS 186.4101 to allow the Transportation Cabinet, within the first 4 years of the effective date of the Act, to issue identity documents with terms of both 4 and 8 years in order to accommodate the transition to an 8-year issuance period; amends KRS 186.442 to clarify procedures for the issuance of a restricted "Kentucky Only" operator's license; repeals and reenacts KRS 186.531 to set fees for instruction permits, operator's licenses, and personal identification cards based on an 8 year renewal term, set forth the distribution of fees, specify that the fees for a 4 year license issued within the first 4 years after the effective date of the Act shall be 50 percent of the fee listed, with all distributions subsequently reduced by 50 percent, specify that fees for identity documents applied for using alternative technology shall be distributed in the same manner as identity documents applied for with the circuit clerk, set forth procedures for voluntary donations to promote organ donation, with donation levels of \$2 for an 8-year document and \$1 for a document with a term of less than 8

years, and require donations to be forwarded to the Kentucky Circuit Court Clerks' Trust for Life and appropriates funds to promote an organ donation program; creates a new section of KRS Chapter 27A to establish the circuit court clerk salary account, set forth streams of income including a portion of fees under Sections 21 and 24 of the Act, and appropriate money in the fund to hire additional deputy circuit clerks and provide salary adjustments to deputy circuit clerks; creates a new section of KRS Chapter 174 to establish the KYTC photo license account, set forth stream of income, including a portion of the fees under Section 21 of this Act, and appropriate moneys in the fund for the purpose of verifying, creating, and distributing enhanced secure identity documents; amends KRS 186.540 to clarify that fees for corrected licenses be set as provided in Section 21 of the Act and require the Transportation Cabinet to issue a corrected license free of charge to an individual who is mailed an identity document that contains an error; repeals, reenacts, and renumbers KRS 186.6401 as KRS 186.635 to conform and to bring the section into the statutory range dealing with operator's licenses; amends KRS 281A.170 to require that a commercial driver's license contain a denotation that the license either does or does not comply with the requirements of the REAL ID Act and can be used for federal identification purposes, and set an 8-year term for CDLs; amends KRS 281A.120 to clarify that only citizens and permanent residents of the United States are eligible to receive a CDL; amends KRS 281A.150 to set forth the fees set by the Transportation Cabinet for application and issuance of CDLs and eliminate outdated references; amends KRS 186.010 to define "identity document" and "enhanced secure"; amends KRS 15A.358, 186.4125, 186.430, 186.435, 186.440, 186.480, 186.490, 186.520, 186.535, 186.570, 186.579, 281A.140, and 281A.160 to conform; repeal KRS 186.495 and 186.5315; sets the effective date so that Section 10, which requires the establishment of a voluntary enhanced secure identity document system by the KYTC, will take effect on the regular effective date for legislation from the 2016 Regular Session, with all other sections of the Act taking effect January 1, 2019. VETOED.

**SB 249**

AN ACT relating to fire department reporting standards.

Amends KRS 65A.010 to exclude certain fire departments that receive or expend less than \$100,000 from the definition of a special purpose governmental entity; amends KRS 75.430 to set reporting requirements for certain recognized and certified fire departments; creates a new section of KRS Chapter 95A to establish administrative and fiscal reporting requirements for fire departments as defined by the section, require the fire commission to review the reports and communicate deficiencies to the affected fire department, provide penalties for noncompliance, allow the fire commission to report irregularities to appropriate authorities and to prescribe corrective actions to bring certain fire departments into compliance, affirm that the records collected by the commission are public records, require the commission to promulgate administrative regulations, and require the fire commission to issue a report to the Legislative Research Commission detailing fire department compliance with the reporting requirements beginning no later than October 1 of 2016.

**SB 256**

AN ACT relating to military service.

Amends KRS 159.035 to allow a high school student participating in basic training required by a branch of the United States Armed Forces to be considered present for all purposes for up to ten days.

**SB 269**

AN ACT relating to hair braiding.

Amends KRS 317A.010 to define “natural hair braiding”; amends KRS 317A.020 to exempt persons engaged in natural hair braiding from the licensure requirements of the chapter.

**SB 293**

AN ACT relating to reorganization.

Amends KRS 42.0201 to establish the Division of Professional Services and Training and the Division of Contract Management in the Office of Material and Procurement Services in the Finance and Administration Cabinet; amends KRS 131.020 to establish the Division of Taxpayer Ombudsman within the Office of the Commissioner of the Department of Revenue; amends KRS 131.083 to conform.

**SB 296**

AN ACT relating to the establishment of the Governor's School for Entrepreneurs and making an appropriation therefor.

Creates a new section of KRS 158 to establish the Governor's School for Entrepreneurs Program to implement a statewide experiential summer education program attached to the Office of the Secretary of the Education and Workforce Cabinet for administrative purposes, create an advisory board consisting of five voting members appointed by the Governor for staggered three-year terms with the Governor or designee from the executive cabinet, the commissioner of education, the president of the Council on Postsecondary Education, and the Secretary of Education and Workforce Development Cabinet as ex officio members, direct the cabinet to contract with an entrepreneurship education organization to administer and operate the summer program, clarify that the annual general fund appropriation be used only for the purposes of the program, provide reporting procedures for use of funds, allow the entrepreneurship education organization to solicit program support and funds from private businesses, foundations, industries, and government agencies for the school, and permit the entrepreneurship education organization to perform other initiatives pertaining to its mission so long as funds appropriated for the program are restricted to the school; amends KRS 12.020 to attach the Governor's School for Entrepreneurs Program to the Office of the Secretary of the Education and Workforce Cabinet for administrative purposes; amends KRS 158.648 to include the Governor's School for Entrepreneurs Program as an agency available for consultation to the state advisory council for gifted and talented education; amends KRS 161.220 to include employees of the Governor's School for Entrepreneurs Program as members of the teachers retirement system; APPROPRIATION.

**SCR 9**

Recognizes the importance of removing barriers to breastfeeding in the Commonwealth.

**SCR 135**

Recognizes Kentucky Educational Television (KET) and encourages all cable and satellite providers to offer KET programming to their customers.

**Senate Simple Resolutions****SR 253**

Confirms the appointment of Robert H. Foree to the Agricultural Development Board.

**SR 254**

Confirms the appointment of H. Brian Maynard as the Commissioner of the Department of Insurance.

**SR 255**

Confirms the appointment of Donna Rice Hedgepath to the Education Professional Standards Board.

**SR 256**

Confirms the reappointment of Rebekkah Bravo Rechter to the Workers' Compensation Board.

**SR 257**

Confirms the appointment of Brian J. Crall to the Personnel Board.

**SR 258**

Confirms the appointment of D. Brian Richmond to the Personnel Board.

**SR 259**

Confirms the appointment of John R. Farris to the Board of Directors of the Kentucky Employers' Mutual Insurance Authority.

**SR 260**

Confirms the appointment of Timothy S. Mauntel to the Board of Directors of the Kentucky Employers' Mutual Insurance Authority.

**SR 261**

Confirms the appointment of Brandon N. Voelker to the Board of Directors of the Kentucky Mutual Insurance Authority.

**SR 262**

Confirms the reappointment of Douglas W. Gott as an administrative law judge in the Department of Workers' Claims.

**SR 263**

Confirms the appointment of Tanya G. Pullin as an administrative law judge in the Department of Workers' Claims.

**SR 264**

Confirms the reappointment of Grant Stewart Roark as an administrative law judge in the Department of Claims.

**SR 265**

Confirms the reappointment of Jonathan Robert Weatherby as an administrative law judge in the Department of Workers' Claims.

**SR 266**

Confirms the appointment of Sarah Murphy Ford to the Kentucky Board of Education representing the state at large.

**SR 267**

Consents to the reappointment of Laurie Dudgeon as director of the Administrative Office of the Courts.

**SR 268**

Confirms the appointment of Elizabeth Graham Weber to the Kentucky Registry of Election Finance.

**SR 269**

Confirms the reappointment of Marc Christopher Davis as an administrative law judge in the Department of Workers' Claims.



## House Bills

### HB 4

AN ACT relating to controlled substances and declaring an emergency.

Amends KRS 218A.1430 to provide an increased penalty structure for trafficking in or possession of synthetic drugs; amends KRS 218A.1401, 530.064, and 530.065 to conform, add two fentanyl derivatives to Schedule I, move hydrocodone from Schedule III to Schedule II, define “hydrocodone combination product,” and preserve prescriptive authority of Advanced Practice Registered Nurses and optometrists; EMERGENCY.

### HB 10

AN ACT making appropriations for the Executive Branch of the government of the Commonwealth of Kentucky and declaring an emergency.

Appropriates General Fund money for Parks renovations and repairs for [~~fiscal year 2015-~~]2016; appropriates General Fund money for the Rough River Marina for [~~fiscal year 2015-~~]2016; appropriates General Fund money for aviation economic development for fiscal year 2016-2017 and 2017-2018; [~~appropriates General Fund moneys for the College Access Program; appropriates General Fund money for the Kentucky Tuition Grant Program; appropriates General Fund money for the Work Ready Kentucky Scholarship Program;~~] (*vetoed in accordance with veto message*) APPROPRIATION; EMERGENCY. VETOED IN PART.

### HB 15

AN ACT relating to education.

Amends KRS 164.011 to require new appointees to the council to complete an orientation and education program to be eligible for a second term; amends KRS 164.020 to direct the Council on Postsecondary Education (CPE) to develop an orientation and education program for new governing board members of the council, public universities, and Kentucky Community and Technical College System (KCTCS), require that the program include six hours of instruction time with specific information and be delivered within one year of a new member's appointment, require an annual report listing new board members not completing the program, invite board members of private colleges and universities to participate, and authorize the CPE to develop continuing education programs for all governing board members of public institutions and to review and approve orientation programs for governing boards of each public university and KCTCS; amends KRS 164.131 to require appointed and elected governing board members of the University of Kentucky to complete an orientation and education program to be eligible for a second term; amends KRS 164.321 to require appointed and elected governing board members of the comprehensive public universities and KCTCS to complete an orientation and education program to be eligible for a second term; amends KRS 164.821 to require appointed and elected governing board members of the University of Louisville to complete an orientation and education program to be eligible for a second term; amends KRS 158.6453, 158.6459, and 164.7874 to replace references to the ACT examination with “college admissions examination”; amends KRS 158.6453 to not require Advanced Placement courses to be emphasized when counseling a student to enroll in accelerated courses; amends KRS 164.821 to require the voting members of the University of Louisville board to annually select a chairperson.

**HB 16**

AN ACT relating to county clerks.

Repeals 1860 Kentucky Acts Chapter 351, approved February 18, 1860, entitled “AN ACT to establish an office for the recording of deeds and mortgages at Covington,” which required individuals recording deeds and mortgages relating to properties in certain areas of the county to file those in Covington rather than Independence.

**HB 19**

AN ACT relating to the promotion of organ and bone marrow donation.

Creates a new section of KRS Chapter 141 to establish the employers’ organ and bone marrow donation tax credit; amends KRS 141.0205 to provide the ordering of the credit; “Living Organ and Bone Marrow Donor Assistance Act of 2016.” VETOED.

**HB 38**

AN ACT relating to aerial recreational facilities and making an appropriation therefor.

Creates a new section of KRS Chapter 247 to define “ACCT Standard,” “aerial recreational device,” “aerial recreational facility,” “ASTM Standard,” “canopy tour,” and “zip line tour,” require the Department of Agriculture to promulgate administrative regulation, stipulate requirements and standards for aerial recreational facilities, exempt certain nonmechanical playground equipment, allow collection of administrative fees and assessment of civil penalties, and establish a trust fund; APPROPRIATION.

**HB 40**

AN ACT relating to criminal records.

Creates a new section of KRS Chapter 431 to allow individuals to petition a court to have certain Class D felony convictions vacated and expunged five years after the expiration of their sentence; amends KRS 431.076 to allow a person arrested or charged with a felony for the expungement of records pertaining to any felony charges which did not result in an indictment by a grand jury; amends KRS 431.078 to allow individuals to petition a court to expunge the records of a series of misdemeanors, violations, or traffic infractions not arising from a single incident five years after the expiration of the person’s sentence; amends KRS 431.079 to require the Kentucky State Police and the Administrative Office of the Courts to conduct an eligibility check on every application for the expungement of felonies and certify that each application is eligible for expungement; creates a new section of KRS Chapter 431 to permit the Administrative Office of the Courts to retain an index of expungement orders which shall only be accessible to persons required to conduct the certification of eligibility for the expungement of records.

**HB 52**

AN ACT relating to fiscal matters and declaring an emergency.

Creates a new section of KRS 42.450 to 42.495, relating to the local government economic assistance and development funds (LGEAF and LGEDF), to define terms relating to refunds of coal severance and processing taxes for purposes of LGEAF and LGEDF distributions; amends KRS 42.4582 to provide that quarterly distributions from the general fund into the LGEDF shall be adjusted to account for refunds of coal severance tax, which will thereafter automatically adjust the distribution of those funds through the existing statutory formula; amends KRS 42.4592 and 42.470 to change the criteria for distributions to the single county accounts of producing counties

from a basis of tax collected to a basis of coal severed in order to prevent adjustments at this level of the formula relating to any tax refund, and to provide that effective July 1, 2016, quarterly distributions of LGEAF moneys to a mineral producing county and its cities shall be reduced by no more than 50 percent as a result of any refund of severance and processing tax, and that if the local share of a refund exceeds this limit the remainder shall carry forward to be offset in successive quarters as necessary until it is satisfied in full, and to make technical corrections; amends KRS 42.475 to establish a minimum amount for any quarterly distribution of LGEAF moneys to incorporated areas in order to address administrative burdens associated with issuing de minimis payments; amends KRS 16.010, relating to Kentucky State Police (KSP) personnel salaries, to re-order definitions alphabetically and define “cadet trooper”; creates a new section of KRS 16.010 to 16.199 to establish salary schedules for KSP officers based on rank and years of service and establish other requirements and conditions relating to officer salaries; amends KRS 16.050 to require repayment of training costs if a KSP officer leaves employment within three years of completing basic training; amends KRS 16.165 to provide that disabled KSP officers who elect to be retained on the regular payroll are not eligible for salary increments and increases until return to full active duty; amends KRS 16.198 to allow Trooper R Class officers to serve more than five years; amends KRS 18A.110 and 64.640 to conform; amends KRS 139.495 to exempt from sales and use tax, purchases by any resident, single member limited liability company that is wholly owned by a resident or nonresident nonprofit educational, charitable, or religious institution which has qualified for exemption from federal income taxation under IRC Section 501(c)(3) and that is disregarded as an entity separate from that institution; declares an emergency as to Sections 1 to 5 of the Act, relating to the LGEAF and LGEDF distributions, which will take effect July 1, 2016; provides that sections 6 to 12 of the Act, relating to KSP personnel salaries, shall take precedence over the provisions of Sections 5 to 11 of 16 RS HB 535 if that bill is enacted; provides that Section 13 of the Act, relating to sales and use tax, will take effect August 1, 2016; EMERGENCY.

### **HB 55**

AN ACT relating to local government.

Amends KRS 153.450 to allow an urban-county government to levy a transient room tax of up to an extra two and one-half percent, for a total of up to four and one-half percent, and provide funding for the renovation, expansion, or improvement of a convention center.

### **HB 80**

AN ACT relating to government operations.

Amends KRS 7A.010 and 45.750 to increase the General Assembly authorization threshold for university capital projects to \$1 million related to any capital construction item to make a building or utility installation complete or for information technology systems; amends KRS 141.010 to update the Internal Revenue Code reference date to the Code in effect on December 31, 2015; amends KRS 157.618 to clarify how the School Facilities Construction Commission may use moneys in the emergency and targeted investment fund; amends KRS 157.621 to codify provisions related to the levy of certain five cent equivalent rates for debt service contained in the 2010 through 2014 Executive Branch Budgets and provide that certain equalization funds will not be provided by the General Assembly unless specifically authorized by the General Assembly; amends KRS 158.070 to allow a school district to be open on the day of an election if no school in the district is used as a polling place; amends KRS 224.50-868 to extend the new tire fee until June

30, 2018, allow an administrative fee of 0.5 percent for the administration of each project funded by Infrastructure for Economic Development Funds, increase the executive agency lobbyists registration fee to \$500, allow the Auditor of Public Accounts to charge agencies for additional expenses incurred during audits, allow the Personnel Board to assess an operating assessment equal to an amount required for the operation of the Board, prohibit any state or local taxes to be imposed on water withdrawal fees imposed by the Kentucky River Authority, allow the Personnel Cabinet to collect a pro rata assessment from all state agencies in all three branches supported by that system, require that premium and retaliatory taxes be credited to the general fund, require salvage and rebuilt titles to be issued through the speed title procedure when an electronic notification is issued by a county clerk, and allow the Department of Insurance flexibility in setting the rate for insurers who offer qualified health plans in the 2017 and 2018 plan year on the federal exchange in the individual market segment; APPROPRIATION. EMERGENCY.

**HB 83**

AN ACT relating to tobacco products.

Amends KRS 138.130 to define “reference tobacco products,” allow any accredited college or university to take part in reference tobacco product sale or transfer, and describe reference tobacco product responsibilities; amends KRS 138.140 to exempt reference tobacco products from tobacco excise taxes; effective August 1, 2016.

**HB 87**

AN ACT relating to military service.

Amends KRS 159.035 to allow a high school student participating in basic training required by a branch of the United States Armed Forces to be considered present for all purposes for up to ten days.

**HB 95**

AN ACT relating to state agencies.

Creates a new section of KRS Chapter 205 to require the Department for Medicaid Services to establish a telemonitoring pilot project by July 1, 2017, allow the department to establish coverage provisions and reimbursement criteria, allow the department to establish the process for ensuring coverage and funding, allow the department to promulgate regulations, and define terms; amends KRS 273.443 to permit community action agencies to use federal funds to ensure adequate access to health care; creates a new section of KRS 273.410 to 273.453 to allow community action agencies to participate in the telemonitoring pilot project and requires the state administering agency to work with the department to effectuate the pilot project; confirms Executive Order 2015-386, dated June 16, 2015, reorganizing the Cabinet for Health and Family Services.

**HB 100**

AN ACT relating to insurance coverage of autism spectrum disorders.

Creates a new section of KRS Chapter 304.17A to require health benefit plans that provide benefits for autism spectrum disorders treatment to provide a liaison to the insured to facilitate communication between the insured and the insurer.

### **HB 106**

AN ACT relating to chemical munitions disposal and declaring an emergency.

Amends KRS 224.50-130 to delete references to gaps in information on the acute and chronic health effects of exposure to compounds used in chemical munitions, require that after the compounds in chemical munitions are treated to specific treatment or destruction values set by law or by the Energy and Environment Cabinet, and require the Energy and Environment Cabinet to reclassify the residual wastes to ensure proper management and disposal; EMERGENCY.

### **HB 111**

AN ACT relating to schools and declaring an emergency.

Amends KRS 156.095 to require every public school to post the Kentucky child abuse hotline number, provide that school districts that want to complete 1,062 instructional hours by June 5, 2016, but are unable to under the current school calendar, can request assistance from the commissioner of education to determine a plan for completing the required hours, provide that, after determining a district cannot complete 1,062 hours by June 5, 2016, and after maximizing instructional time, the commissioner will waive the remaining required hours, authorize school districts to schedule graduation ceremonies before the final instructional day and to be open on the day of a primary election if no school in the district is used as a polling place, prohibit school districts from scheduling instructional time on Saturdays, and require the Department of Education to report to the Interim Joint Committee on Education how school districts completed the 1,062 instructional hours; EMERGENCY.

### **HB 115**

AN ACT relating to colon cancer prevention and declaring an emergency.

Amends KRS 214.542 to include individuals who are uninsured and underinsured based upon the current American Cancer Society Colorectal Cancer Screening Guidelines in the colon cancer screening program, direct the Department for Public Health to promulgate administrative regulations to develop a schedule of income-based fees that may be charged for screening, examination, treatment, and rescreening and a data collection system to include the services performed under the program, and specify that treatment and surveillance may be provided under the program if funds are available; EMERGENCY.

### **HB 124**

AN ACT relating to law enforcement.

Amends KRS 16.220 to allow funds from the sale of confiscated firearms to be used to purchase body-worn cameras and make submission of policies part of application for grant funds.

### **HB 129**

AN ACT relating to road projects and declaring an emergency.

Acknowledges that project authorizations are based upon Transportation Cabinet estimates; establishes funding criteria for road projects with certain designations; prioritizes projects should any additional federal highway moneys become available; requires the Secretary of the Transportation Cabinet to produce a report to the Interim Joint Committee on Transportation that ~~[(1) mirrors the data in the 2016-2022 Recommended Six-Year Road Plan and (2)]~~ *(vetoed in accordance with veto message)* includes the county and other project criteria for certain other projects; requires this bill ~~[, in conjunction with 2016 HJR 160,]~~ *(vetoed in accordance with veto*

*message*) to constitute the six-year road plan; sets out the 2016-2018 Biennial Highway Construction Plan; EMERGENCY. VETOED IN PART.

**HB 132**

AN ACT relating to jail operations.

Creates a new section of KRS 61.870 to 61.884 to prohibit a person from using a booking photograph for a commercial purpose if that photograph will be posted in a publication or on a Web site and the removal of the booking photograph requires the payment of a fee or other consideration, permit a person who has been aggrieved by a violation of this section to receive injunctive relief, recover costs and attorney fees, and receive damages for each separate violation, starting at \$100 a day; amends KRS 441.127 to grant misdemeanants jail sentencing credits for receiving a general equivalency diploma or high school degree or for good behavior while incarcerated in a county jail.

**HB 148**

AN ACT relating to children.

Creates a new section of KRS 199.892 to 199.896 to permit licensed child-care centers and certified family child-care homes to meet the requirements of KRS 311.646 to obtain a prescription for and store epinephrine auto-injectors for emergency use, and require the Cabinet for Health and Family Services to promulgate administrative regulations to implement the requirement; amends KRS 311.645 to include licensed child-care centers and certified family child-care homes in the definition of “authorized entity”; amends KRS 405.075 to allow places of worship to voluntarily participate in the safe haven program by arranging for transportation of the newborn via 911 or emergency medical services, and add liability immunity; amends KRS 405.075, 216B.190, 211.951, and 620.350 to increase the age limit in the definition of a newborn infant to 30 days for the purposes of The Representative Thomas J. Burch Safe Infants Act; amends KRS 405.075 and 620.355 to delete a reference to a repealed statute.

**HB 149**

AN ACT relating to work periods within consolidated local governments and declaring an emergency.

Amends KRS 337.285 to allow consolidated local governments and collective bargaining units to agree to an 80-hour work period over 14 consecutive days before triggering a rate of pay one and one-half times a peace officer’s hourly wage; EMERGENCY.

**HB 150**

AN ACT relating to unemployment insurance and declaring an emergency.

Amends KRS 341.370 to prohibit disqualification for unemployment benefits for a worker who leaves a job to follow a military spouse who has been reassigned to another military base or duty location that is 100 miles or more from the worker’s home, delete requirement that, if spouse is relocated to another state, the state must have adopted a similar statute in order for worker to receive benefits, and provide that this provision is only in effect until June 30, 2021; amends KRS 341.540 to allow successor employers to petition to remove a finding of successorship and be considered a new employing unit if certain criteria are met, and apply the language to employers who become successor employers on or after January 1, 2014; EMERGENCY. VETOED.

**HB 153**

AN ACT relating to volunteer service with an employer participating in Kentucky Retirement Systems.

Amends KRS 61.510 and 78.510 to provide that creditable compensation shall exclude nominal fees paid to volunteers of a participating agency who begin participating in the Kentucky Employees Retirement System and the County Employees Retirement System on or after August 1, 2016, and define “volunteer” and “nominal fee”; amends KRS 61.637 to provide that retirees of Kentucky Retirement Systems who receive reimbursements of actual expenses or nominal fees for their volunteer services shall not be subject to the required breaks in employment and prohibitions on prearranged agreements prior to retirement if the retired member did not receive creditable compensation prior to retirement from the employer for which he or she is providing volunteer services, any reimbursements or nominal fees received prior to retirement have not been classified as creditable compensation or used to determine retirement benefits, the retired member has not purchased or received service credit for service with the participating employer for which he or she is providing volunteer services, and the retired member does not become an employee, leased employee, or independent contractor of the employer for which he or she is providing volunteer services for a period of at least 24 months.

**HB 158**

AN ACT relating to postsecondary financial aid for students with intellectual disabilities.

Amends KRS 164.7882 to increase the dollar amounts for Kentucky educational excellence scholarships that are available to students enrolled in a comprehensive transition and postsecondary program.

**HB 162**

AN ACT relating to harassing communications.

Amends KRS 525.080 to include electronic communications within the definition of harassing communications.

**HB 175**

AN ACT relating to peace officers.

Amends KRS 61.365 relating to federal peace officers who are granted concurrent state authority to provide updated references to federal agencies.

**HB 183**

AN ACT relating to disabled veteran-owned businesses.

Creates a new section of KRS Chapter 42 to provide for a disabled veteran-owned business certification program, define “disabled veteran” and “disabled veteran-owned business,” and require the Office of Equal Employment Opportunity and Contract Compliance to establish guidelines for the certification program and application process through the promulgation of administrative regulations.

**HB 184**

AN ACT relating to schools.

Amends KRS 160.345 to provide an alternative principal selection process for county school districts in a county with a consolidated local government adopted under KRS Chapter 67C,

set penalties for a school council member violating confidentiality of the alternative principal selection process, make any discretionary action taken under the alternative method of principal selection subject to provisions of employer-employee bargained contracts between districts and employees; amends KRS 160.380 to allow a superintendent's spouse who has previously been employed in a school system to be an employee of the school district.

**HB 187**

AN ACT relating to petroleum storage tanks.

Amends KRS 224.60-142 to extend the date to participate in the petroleum storage tank fund from 2016 to 2021; amends KRS 224.60-130 to extend the date to perform corrective action using money from the petroleum storage tank account from 2019 to 2024; amends 224.60-145 to extend the date for the small operator assistance account from 2016 to 2021.

**HB 189**

AN ACT relating to interlocal agreements.

Creates a new section of KRS 65.210 to 65.300 to set procedures for interlocal agreements being amended to modify membership of parties to the agreement without seeking approval from, yet requiring notification to, the Attorney General or Department for Local Government.

**HB 204**

AN ACT relating to certification of law enforcement personnel and declaring an emergency.

Amends KRS 15.382, 15.3971, 15.540, and 95.951 to allow the high school graduation requirement for law enforcement personnel to be met through graduation from a nonaccredited or noncertified school that meets basic standards set by the Kentucky Department of Education, a GED exam, or the external diploma program; EMERGENCY.

**HB 208**

AN ACT relating to prescribed fire.

Creates new section of KRS Chapter 149 to allow the Division of Forestry to exempt a person certified by the Kentucky Prescribed Fire Council's Burn Boss program from the open burning requirements of KRS Chapter 149, prohibit use of prescribe fires in areas during local burn bans or red flag warning days, and require persons certified to perform a prescribe fire to give notice to the Division of Forestry 24 hours prior to the burn and notice to local landowners and local emergency management services the day of the burn.

**HB 216**

AN ACT relating to the Kentucky Economic Development Partnership.

Amends KRS 154.10-010 to replace the Kentucky Industrial Development Council, the Associated Industries of Kentucky, and the Kentucky Economic Development Corporation with the Kentucky Association for Economic Development, the Kentucky Association of Manufacturers, and the National Federation of Independent Business/Kentucky, respectively, as the governing bodies to nominate persons to the board, and require the board to meet biannually.

### **HB 225**

AN ACT relating to occupational licensure for military service members and veterans.

Creates a new section of KRS Chapter 12 to require administrative bodies to issue professional licenses or certificates to military service members or veterans within two years of an honorable discharge if the training received by the service member or veteran could reasonably be expected to provide the necessary experience and skills, grant the administrative body the right to deny licensure or certification if training is not equivalent, allow appeal rights, require administrative bodies to promulgate administrative regulations to carry out the provisions of the Act, and clarify that military training and experience cannot be substituted for the acquisition of a college degree or passage of a specific examination when either is a prerequisite for licensure or certification. VETOED.

### **HB 237**

AN ACT relating to local property tax exemptions for data centers.

Amends KRS 91.260 and 92.300 to clarify that certain classes of data centers may constitute manufacturing establishments and therefore qualify for temporary exemption from local property taxes as an inducement to their location within an applicable city or urban-county, as provided by local ordinance and apply amendments made by the Act prospectively only to new manufacturing establishments.

### **HB 238**

AN ACT relating to retirement and making an appropriation therefor.

Amends KRS 6.350 to specify that the actuarial analysis required on retirement legislation shall include the impact on funding levels and unfunded liabilities over time, and specify the qualification requirements of the actuary completing the analysis; amends KRS 7A.240 to require the state-administered retirement systems to pay the cost of actuarial services required by amendments to KRS 7A.250; amends KRS 7A.250 to direct the Public Pension Oversight Board to retain an actuary to perform an actuarial audit of the state-administered retirement systems at least once every 5 years and to review state-administered retirement system budget requests prior to each budget biennium; amends KRS 21.440, 61.670, and 161.400 to provide that all state-administered retirement systems shall include in their actuarial valuation a description of funding methods utilized or required by state law in the development of the valuation, a description of any changes in actuarial assumptions and methods that have occurred since the last valuation, the actuarially recommended employer contribution rates for the upcoming budget period, a 20-year projection of employer contribution rates, funding levels, and unfunded liabilities, and a sensitivity analysis to evaluate the impact of changes in key assumptions on employer rates, funding levels, and unfunded liabilities, require the systems to conduct an actuarial experience study at least once every 5 years and to perform a 20-year impact of the proposed changes to the systems' employer rates, funding levels, and unfunded liabilities, require the systems to perform a 20-year impact on employer rates, funding levels, and unfunded liabilities for any changes in assumptions, funding methods, retiree health subsidies, or other changes enacted by the board of trustees of the systems that impact system liabilities, require the actuary certifying the results of the annual actuarial valuation and the 5 year experience study to be a fellow of the Conference of Consulting Actuaries or a member of the American Academy of Actuaries, require electronic distribution of actuarial valuations, experience studies, or analysis of changes made by the boards of trustees to the Legislative Research Commission (LRC) and require LRC to distribute information to chairs and

committee staff of committees with jurisdiction over the systems, make technical amendments, require completion of the actuarial valuations by November 15 following the close of the fiscal year; amends KRS 48.040 to provide that on or before August 15 prior to a budget session, that the state-administered systems shall prepare a preliminary projection of the actuarially required contribution rates for the upcoming budget biennium and to provide updated values by November 15 of the same year once the actuarial valuation is completed, require submission to the state budget director's office and the LRC and direct LRC upon receipt to distribute information to chairs and committee staff of committees with jurisdiction over the systems, and create the Kentucky permanent pension fund for the purpose of addressing the Commonwealth's unfunded pension liabilities.

**HB 250**

AN ACT relating to crimes and punishments.

Amends KRS 431.015 to restore a peace officer's discretion to arrest an individual who commits the offenses of possession of burglar's tools, domestic violence shelter trespass, receiving stolen property, or giving a peace officer false identifying information while in the presence of a peace officer; amends KRS 523.110 to include giving a peace officer a false date of birth to the elements of the offense of giving a peace officer false identifying information.

**HB 261**

AN ACT relating to water utilities and declaring an emergency.

Amends KRS 278.020 to require prior to granting a certificate of public convenience and necessity that the Kentucky Public Service Commission require a water utility to obtain a surety bond or reasonable guarantee that facilities operate for at least 5 years, allow exception for water district or association with sufficient assets, and require notice of abandonment and specifies any utility assuming control of abandoned utility have sufficient assets; amends KRS 278.021 to specify period for notice of the abandonment of a utility and to specify other requirements for assumption of the abandoned utility service by an alternative provider under specific circumstances; amends KRS 278.516 and KRS 65A.050 to conform; EMERGENCY.

**HB 271**

AN ACT relating to the Public Pension Oversight Board.

Creates a new section of KRS 7A.200 to 7A.260 to require the state-administered retirement systems to disclose data to the Public Pension Oversight Board on each member or recipient of a benefit, including a unique identification number established for reporting purposes only, retirement status, and actual or projected benefits payments; provide that the information shall not include the member's name, address, Social Security number, nor shall the unique identification number established by this bill be capable of being linked to a specific member's retirement account with a state-administered retirement system and require the data to be utilized as determined by the Public Pension Oversight Board or to respond to data requests from members of the General Assembly.

**HB 272**

AN ACT relating to radon mitigation.

Amends KRS 211.9107 to exempt a residential or commercial building contractor installing vent pipes during construction of a new building from radon mitigation certification requirements.

**HB 276**

AN ACT relating to in-state tuition at public universities for members of any United States military Reserve component.

Amends KRS 164.2844 to allow public universities to offer in-state tuition to members of any United States Reserve component.

**HB 281**

AN ACT relating to retirement benefits for local elected officials.

Amends KRS 61.637 to permit a mayor or member of a city legislative body who is not participating in the County Employees Retirement System (CERS) prior to retirement, but who is eligible to retire from the Kentucky Employees Retirement System (KERS) or the State Police Retirement System (SPRS) due to other employment, to retire and draw benefits from KERS or SPRS without resigning from his or her position as mayor or member of the city legislative body.

**HB 303**

AN ACT relating to appropriations measures providing funding and establishing conditions for the operations, maintenance, support, and functioning of the government of the Commonwealth of Kentucky and its various officers, cabinets, departments, boards, commissions, institutions, subdivisions, agencies, and other state-supported activities.

The State/Executive Branch Budget: appropriates from the General Fund (Tobacco), General Fund, Restricted Funds, Federal Funds, Road Fund, Bond Funds, Agency Bonds, Capital Construction Surplus, Investment Income, Statewide Deferred Maintenance Fund, and other funds, as follows: General Government, 2015-2016: \$31,870,700, 2016-2017: \$1,716,914,600, 2017-2018: \$1,718,000,200; Economic Development Cabinet, 2015-2016: \$975,000, 2016-2017: \$21,157,900, 2017-2018: \$22,066,500; Department of Education, 2016-2017: \$5,054,152,900, 2017-2018: \$5,045,533,000; Education and Workforce Development Cabinet, 2015-2016: \$900,000, 2016-2017: \$835,488,300, 2017-2018: \$853,413,400; Energy and Environment Cabinet: 2016-2017: \$248,041,600, 2017-2018: \$243,637,700; Finance and Administration Cabinet, 2016-2017: \$869,616,500, 2017-2018: \$918,407,100; Health and Family Services Cabinet, 2015-2016: \$111,426,200, 2016-2017: \$12,982,090,700, 2017-2018: \$13,471,498,000; Justice and Public Safety Cabinet, 2015-2016: \$23,457,300, 2016-2017: \$1,041,577,000, 2017-2018: \$1,045,117,600; Labor Cabinet, 2016-2017: \$233,335,300, 2017-2018: \$237,745,100; Personnel Cabinet, 2016-2017: \$65,055,000, 2017-2018: \$66,863,300; Postsecondary Education, 2015-2016: \$2,154,500, 2016-2017: \$7,675,653,300, 2017-2018: \$8,099,429,300; Public Protection Cabinet, 2016-2017: \$107,437,500, 2017-2018: \$108,370,500; Tourism, Arts and Heritage Cabinet, 2015-2016: \$15,880,000, 2016-2017: \$234,641,900, 2017-2018: \$238,571,100; Funds Transfer to General Fund, 2015-2016: \$1,960,000, 2016-2017: \$258,053,400, 2017-2018: \$252,207,000; Phase I Tobacco Settlement Funding Program, 2015-2016: \$23,146,100, 2016-2017: \$89,151,400, 2017-2018: \$95,018,000; not included in the above appropriation amounts are capital project amounts as follows: Capital Projects, 2015-2016: \$1,750,000, 2016-2017:

\$61,444,000, 2017-2018: \$31,640,000; provides General Fund (Tobacco) moneys for the Early Childhood Advisory Council; authorizes the Kentucky Veterans' Centers to continue weekend and holiday premium pay incentives; allows the Commissioner of the Department of Veterans' Affairs to approve travel and per diem expenses for Congressional Medal of Honor recipients; provides funds for grants to Veterans' Service Organization programs; caps the amount of principal an applicant can owe the Kentucky Agricultural Finance Corporation; allows for the allocation of Tobacco Settlement Funds to county councils for administrative costs; provides General Fund (Tobacco) moneys for the Agricultural Development Fund's counties account; stipulates that the fiscal year 2015-2016 General Fund appropriation to GOAP be used solely for [~~special~~] (*vetoed in accordance with veto message*) agricultural development initiatives; establishes an administrative fee on infrastructure for Economic Development Fund projects; provides debt service to the Kentucky Infrastructure Authority; provides that the Governor's call of the Kentucky National Guard to active duty is a necessary government expense; provides that disaster or emergency aid funds are necessary government expenses; provides funds for the Residential Youth at Risk Program; [~~mandates that the Maysville National Guard Base retain its workforce and adequately maintained~~] (*vetoed in accordance with veto message*); provides funds for the Joint Funding Administration Program in support of the Area Development Districts; provides funds for Mary Kendall Homes and Gateway Juvenile Diversion; [~~establishes publishing requirements for local governments' annual financial statements~~] (*vetoed in accordance with veto message*); sets out coal severance tax collections and transfers; orders transfers in each fiscal year from the General Fund to the Local Government Economic Assistance Fund and the Local Government Economic Development Fund Single-County Accounts; establishes parameters for county flexibility with LGEDF allocations; allows Area Development District flexibility; allows Restricted Funds to be used for the continuation of activities within the Executive Branch Ethics Commission and the Office of the Secretary of State; authorizes the State Board of Elections to set a rate for new voter registration fees and expenses; declares that amounts above those appropriated to match Federal Funds for the Help America Vote Act are necessary government expenses; declares that costs associated with expert witnesses are necessary government expenses; provides annual and sick leave service credit for any former employee of the Unified Prosecutorial System; details legal services contracts; allows the Attorney General to suspend payment of 50-hour blocks of compensatory time for those attorneys who have accumulated 240 hours of compensatory time and instead convert those hours to sick leave; allows funds to be expended in support of Office of Attorney General; directs the Transportation Cabinet to review the costs related to the distribution of child victims' license plates and transfer revenue received in excess of actual costs to the Child Victims' Trust Fund on an annual basis; directs Risperdal and Purdue Pharma settlement funds; requires the Prosecutors Advisory Council to approve compensation for employees of the Unified Prosecutorial System; provides funds from the Unclaimed Property Fund for funding for services performed by the Unclaimed Property Division of the Department of the Treasury; allows funds to be expended for the support of operations of the Department of Agriculture; provides funds for county fair grants; provides funds for Farms to Food Banks; declares that no funds are provided for Auditor of Public Account's scholarships; requires that the Auditor be given right of first refusal for audits; allows the Auditor to suspend payment of 50-hour blocks of compensatory time for those attorneys who have accumulated 240 hours of compensatory time and instead convert those hours to sick leave; provides funds for the unfunded pension liability of the State Police Retirement System pension fund and the Kentucky Employees Retirement System hazardous and nonhazardous pension funds; provides debt service for the Kentucky River Authority; provides

debt service for the SFCC; sets out additional offers of assistance for the SFCC; establishes parameters for urgent needs school assistance and critical construction needs schools; stipulates that a portion of the state employer contribution in a sufficient amount be allocated to the KTRS Medical Insurance Fund instead of the State Accumulation Fund; provides funds to be applied to the unfunded pension liability of the KTRS; provides debt service for the Teachers' Retirement System; sets out parameters for the KTRS deficit funding; provides State Medical Insurance Fund financing; directs that an amount not greater than four percent of the receipts of the state accumulation fund be set aside in the expense fund or expended for the administration of the retirement system; provides for amortization of sick leave for members of the KTRS; provides funds to support the state's contribution for the cost of retiree health insurance for members not eligible for Medicare who have retired since July 1, 2010; provides a direct appropriation to be applied to the unfunded pension liability of the KTRS; details Appropriations Not Otherwise Classified; provides that repayment of awards or judgments of \$5,000 or more made by the Board of Claims come from the General Fund; provides funds for guardians ad litem and cap their fees at \$500; allows reissuance of uncashed State Treasurer checks; appropriates funds for police officer, firefighter, active duty National Guard, and Reserve survivor benefits; details payment of judgments against the Commonwealth; stipulates that if funding generated by the Kentucky Communications Network Authority is not sufficient to support availability payments, then General Fund moneys appropriated to the Finance and Administration Cabinet for debt service in fiscal years 2016-2017 and 2017-2018 that are not needed to satisfy debt service obligations may be used to support those payments; directs that interest income earned on balances in the High-Tech Construction/Investment Pool be used to support the Office of Entrepreneurship; provides debt service for the Economic Development Cabinet; allows unused balances for Bluegrass State Skills Corporation training grants to carry forward; [~~directs the Kentucky Innovation and Commercialization Center Program to remain open for the 2016-2018 fiscal biennium; provides funds for the Northern Kentucky Waterfront Development and the Louisville Waterfront Development Corporation~~] (*vetoed in accordance with veto message*); directs funding for aerospace/aviation and exomedicine research and development; [~~provides funds for the Louisville Waterfront Botanical Gardens~~] (*vetoed in accordance with veto message*); provides for transfer from the Common School Fund to the SEEK fund; provides for the allocation of SEEK funds; requires local school districts to provide certified and classified employee pay increases; provides funds for the base SEEK program, Tier I component, vocational transportation, secondary vocational education, Teachers' Retirement System employer match, and salary supplements for nationally certified teachers; establishes a timeline for final SEEK calculation; details SEEK adjustment factors; provide funds for facilities equalization funding and retroactive equalized facility funding; provides equalization funding for critical construction needs schools; establishes a modified hold-harmless guarantee; details the employment of Department of Education personnel and leadership personnel; [~~provides funding for School Technology in Coal Counties~~] (*vetoed in accordance with veto message*); provides debt service for the Operations and Support Services budget unit; provides funds for the Blind/Deaf Residential Travel Program; provides funds for the School Food Services Program; provides funds for the review of the classification of primary and secondary school buildings; provides funds for employer contributions for health insurance and health reimbursement accounts for employees waiving coverage; provides that the Kentucky Schools for the Blind and Deaf are eligible to participate in the Kentucky Education Technology System; details funds transfers for the Family Resource and Youth Services Centers; provides funds for employer contributions for health insurance and health reimbursement accounts

for employees waiving coverage; provides school district flexibility; [~~requires the publication of school districts' annual financial statements and school report cards~~] (*vetoed in accordance with veto message*); allows the Commissioner of Education to use the Commonwealth School Improvement Fund to meet federal requirements; requires local district coordination with Head Start; provides that any funds received from the disposal of surplus property at the Kentucky School for the Deaf, the Kentucky School for the Blind, and the FFA Leadership Training Center be deposited in separate restricted accounts; directs that a member of the State Advisory Council for Gifted and Talented Education may be reappointed but not serve more than four consecutive terms; provides for allocation of Safe School Funds; provides for allocations to School-Based Decision Making Councils; provides funds for the Kentucky School for the Blind and the Kentucky School for the Deaf; provides funds for various Learning and Results Services programs; stipulates that Area Vocational Education Centers are eligible to participate in the Kentucky Education Technology System; provides for the transfer of state- and locally-operated secondary vocational education and technology centers; sets out [~~eligibility requirements and~~] (*vetoed in accordance with veto message*) funding for the Preschool Education Program; directs the Kentucky Board of Education to submit an annual report relating to Learning and Results Service programs; provides debt service for General Administration and Program Support; provides funds for the Governor's Scholars Program; provides funds for the Kentucky Center for Education and Workforce Statistics; provides funds for the Governor's School for Entrepreneurs; allows the Environmental Education Council to use interest earnings; requires the Department for Libraries and Archives to distribute per capita grants within appropriated amounts; provides funds for the Local Records Grant Program; provides funds for the Public Libraries Facilities Construction Fund; provides funds for the Accessible Electronic Information Service Program; allows funds from the Unemployment Compensation Administration Fund to be used to support the Wagner-Peyser program; [~~authorizes the EPSB to determine employment details~~] (*vetoed in accordance with veto message*); requires EPSB to establish the minimum number of hours for teacher certification; declares that no funds are appropriated for the Kentucky Principal Internship Program; allows the Secretary of the Energy and Environment Cabinet to use Restricted Funds to support the Environmental Quality Commission; declares that no funds are provided for the assignment of full-time inspectors to each municipal solid waste landfill operating in the Commonwealth; provides debt service to the Environmental Protection budget unit; provides funds for the Kentucky Pride Program; provides funds for the relocation of the Department for Environmental Protections' laboratory equipment and for the construction of a maintenance and equipment garage; declares that the cost of emergency fire suppression exceeding \$240,000 annually is a necessary government expense; sets out the number of mandatory mine safety inspections; provides funds for the Environmental Stewardship Program; [~~provides funds for the Division of Conservation to provide direct local aid to conservation districts; provides funds for the Department of Natural Resource's tree nursery programs in Morgan County and Marshall County~~] (*vetoed in accordance with veto message*); provides debt service to the Public Service Commission; provides amounts that lapse from the Public Service Commission to the General Fund; declares that certain water districts and water associations that undertake a waterline extension or improvement project not be required to obtain a certificate of public convenience and necessity; provides debt service to the General Administration budget unit of the Finance and Administration Cabinet; directs the Secretary of the Finance and Administration Cabinet to restrict permanently assigned vehicles to only Constitutional Officers, the Court of Justice, Executive Cabinet Secretaries, law enforcement, or for other public safety purposes and to report on

recipients of assigned vehicles; requires payment from the Lexington-Fayette Urban County Government before further investment by the General Assembly in the Lexington Convention Center project; requires a performance review of the state motor vehicle fleet; declares that any Social Security Contingent Liability Fund expenditures are necessary government expenses; provides that General Fund (Tobacco) moneys under the Finance and Administration Cabinet's Debt Service budget unit lapse; provides debt service to the Facilities and Support Services budget unit of the Finance and Administration Cabinet; provides for county costs; declares the rate of compensation for sheriffs and other law enforcement officers servicing a Circuit or District Court; directs the Secretary of the Finance and Administration Cabinet to provide a listing of free receipts from the Executive, Judicial, and Legislative Branches of government itemized by appropriation units, cost allocation methodology, and a report detailing the rebate of excess fee receipts to the agencies; provides that funds may be expended for the operations of the Department of Revenue; authorizes property valuation administrators to manage expenditures; provides debt service to the General Administration and Program Support budget unit under the Cabinet for Health and Family Services; prohibits the Kentucky Works Program from participating in the Human Services Transportation Delivery Program or the Coordinated Transportation Advisory Committee; allows the Cabinet for Health and Family Services to establish and fill such positions that are 100 percent federally funded for salary and fringe benefits; allows the Secretary of the Cabinet for Health and Family Services to request a revision or reallocation among the departments and offices of the Cabinet [~~up to ten percent~~] (*vetoed in accordance with veto message*) of the General Fund or Restricted Funds appropriations for approval by the State Budget Director; provides for transfer of excess administrative funds for Medicaid benefits; prohibits payment to Medicaid managed care vendors unless their contract requires collection of service category expenditure information; provides funds for the Medicaid Eligibility and Enrollment System operations and maintenance; defines the parameters of the Disproportionate Share Hospital Program; prohibits hospitals from billing patients for services that have been reported to the Cabinet and for which the hospital has received disproportionate share payments; requires that any provider that publicizes that it has paid the provider tax also publicize the amount of payment received from the Department for Medicaid Services during the same period; requires that any funds received through an intergovernmental transfer agreement between the Department for Medicaid Services and other governmental entities be used for the provision of Medicaid benefits; requires quarterly Medicaid budget analysis reports; establishes guidelines for a Medicaid budget deficit contingency plan; provides for transfer of Medicaid Benefits funds; prohibits acute care hospitals from converting to critical access hospitals unless certain requirements are met; establishes Medicaid Managed Care Organization reporting requirements; establishes appeals process for denial of service by a Medicaid Managed Care Organization; provides necessary funds to support the phase-in of Supports for Community Living, Acquired Brain Injury, and Michelle P waiver slots; requires a pharmacy provider participating in the Medical Assistance Program or a pharmacy provider serving Kentucky Medicaid recipients through a Medicaid Managed Care Organization to serve an eligible recipient if the recipient does not make the required copayment at the time of service; [~~directs the Cabinet for Health and Family Services to conduct an annual study of the effect of the reduction in contributions to the Quality and Charity Care Trust on the delivery of indigent care in Jefferson County~~] (*vetoed in accordance with veto message*); provides funds to implement reimbursement rates for adult day health services; provides that mental health disproportionate share hospital funds are budgeted at maximum amounts permitted by the Social Security Administration; provides for lease payments for the new Eastern State Hospital; provides General Fund (Tobacco)

moneys for substance abuse prevention and treatment for pregnant women with a history of substance abuse; provides debt service for BHDID; provides funds to the regional mental health-mental retardation boards for increased retirement contribution rates; [~~provides funds for Arc of Kentucky~~] (*vetoed in accordance with veto message*); provides General Fund (Tobacco) moneys for the Health Access Nurturing Development Services Program; provides funds for Local and District Health Departments to assist them with employer contributions for the Kentucky Employees Retirement System; declares that the Department for Public Health shall not interfere with the ability of a local or district health department to receive reimbursement for services provided; provides funds for [~~Kentucky LEADS,~~] (*vetoed in accordance with veto message*) the Norton Kosair Children's Hospital Poison Control Center[, ~~the Kentucky Colon Cancer Screening Program, and the Breast and Cervical Cancer Screening Program~~] (*vetoed in accordance with veto message*); provides General Fund (Tobacco) moneys for the Early Childhood Development Program; provides funds to domestic violence shelters, rape crisis center, and child advocacy centers to fully fund the increase in employer contribution rates for KERS; provides funds for relative placement support benefits, domestic violence shelters, rape crisis centers, [~~dually-licensed pediatric facilities~~] (*vetoed in accordance with veto message*), the Child Care Assistance Program, foster home rate equity, and family dependent exchange and visitation services; [~~and early intervention services~~] (*vetoed in accordance with veto message*); declares costs necessary for the roll out, implementation, and operation of the benefit eligibility and enrollment system are a necessary government expense; details local match requirements for entities contracting with the Cabinet for Health and Family Services; directs implementation of a home health services presumptive eligibility pilot program; directs excess Restricted Funds to be transferred do the Department for Medicaid Services from the Kentucky Access Fund; provides funds for Operation Unite; provides General Fund (Tobacco) moneys for the Office of Drug Control Policy; [~~provides funds for the Kentucky Legal Education Opportunity Program~~] (*vetoed in accordance with veto message*); provides funds for the operation of the Madisonville Medical Examiner's Office and directs a study to determine the feasibility of relocating the office to another location; provides funds for [~~Public Safety First programs, Access to Justice, and~~] (*vetoed in accordance with veto message*) Court Appointed Special Advocates; provides funds for the Kentucky Law Enforcement Foundation Program Fund, training incentive payments, training incentive stipends, and support for statewide law enforcement purposes; declares that expenses related to the Governor's call of the Kentucky State Police to extraordinary duty are necessary government expenses; provides funds for Kentucky State Police and Vehicle Enforcement personnel training incentives; allows Restricted Funds to be used to maintain the operations of the State Police; provides funds for an annual training incentive stipend for dispatchers; directs a Commercial Vehicle Enforcement candidacy study; allows the Department of Corrections to adjust appropriations between the Community Services and Local Facilities budget unit and the Adult Correctional Institutions budget unit; requires jailer mental health screening training; sets out parameters for reimbursement of design fees for architectural and engineering services for local correctional facilities; provides debt service to the Adult Correctional Institutions budget unit; defines prisoner transfer parameters; requires the Department of Corrections to file annual reports detailing the revenues and expenditures from the Canteen Fund; declares that local jail per diem costs that exceed budgetary limits are necessary government expenses; provides funds for local jails; [~~establishes a pilot project for the conditional parole for infirm inmates~~] (*vetoed in accordance with veto message*); mandates participation in transparent governing; [~~allows the Justice and Public Safety Cabinet to increase the number of beds available by recommissioning privately operated~~

~~correctional facilities located in Wheelwright, St. Mary's, and Beattyville if there is overpopulation of state inmates in county jails, and that overpopulation exposes the Commonwealth to litigation as a result] (vetoed in accordance with veto message); provides funds and directs allocation of funds for the Local Corrections Assistance Fund; provides funds for a monthly payment of an annual amount of \$20,000 to each county with a life safety jail or closed jail; provides funds for medical care contracts to be distributed to counties on a partial reimbursement basis for medical claims in excess of the statutory threshold; allows the Public Advocate to suspend payment of 50-hour blocks of compensatory time for those attorneys who have accumulated 240 hours of compensatory time and instead convert those hours to sick leave; provides funds for the Apprenticeship Program; transfers Restricted Funds to the General Fund to support debt service for the Kentucky Human Resources Information System; [provides funds from the State Group Health Trust and State Medicaid Administration to implement the Kentucky Employees' Health Plan and Medicaid State Plan cost savings demonstration projects] (vetoed in accordance with veto message); provides funds to support a dependent subsidy for full-time employees of quasi-governmental employers participating in the State Group Health Insurance Program; provides that the funding for the Adult Education and Literacy Funding Program and the Science and Technology Funding Program shall not lapse and shall carry forward; provides for transfer of interest earnings from the Strategic Investment and Incentive Trust Fund; provides General Fund (Tobacco) moneys for the Lung Cancer Research Fund and the Ovarian Cancer Screening Outreach Program; sets out parameters for postsecondary education debt; provides funds for the Kentucky Adult Education Funding Program; provides funds for the Contract Spaces Program; [provides funds from the Council on Postsecondary Education's base budget for 164 veterinary slots if General Fund appropriations are not sufficient to fully fund the slots] (vetoed in accordance with veto message); sets out parameters for funding optometry slots; declares that the President of the Council on Postsecondary Education's salary will remain at the same level as he was receiving on January 1, 2012; provides funds for the College Access Program, Kentucky Tuition Grant Program, Teacher Scholarship Program, Kentucky National Guard Tuition Assistance Program, and Kentucky Education Excellence Scholarships; provides General Fund (Tobacco) funds for Early Childhood Scholarships; provides funds for the Work Study Program; directs use of excess lottery revenues; provides for a contingent appropriation of excess lottery revenues; provides funds for the Work Ready Kentucky Scholarship Program, Kentucky Coal County College Completion Scholarships, the Pharmacy Scholarship Program, the Osteopathic Medicine Scholarship Program, and dual credit scholarships; [provides funds to the Community Operations Board for personnel and programmatic operations of the meeting, community areas, and the performing arts center at Eastern Kentucky University] (vetoed in accordance with veto message); provides funds to Kentucky State University for a land grant match; requires Kentucky State University to prepare a management and improvement plan; provides for conveyance of property at Morehead State University; provides funds for the Craft Academy for Excellence in Science and Mathematics; provides funds for the Breathitt Veterinary Center at Murray State University; provides for conveyance of property at Northern Kentucky University; provides funds for the Mining Engineering Scholarship Program, the Robinson Scholars Program, and diagnostic laboratories at the University of Kentucky; [directs an annual study of the effect of the reduction in contributions to the Quality and Charity Care Trust on the delivery of indigent care in Jefferson County; directs the University of Louisville to submit written documentation to the Secretary of the Finance and Administration Cabinet demonstrating financial need for reimbursement related to providing hospital care services to indigent and medically needy patients through the Quality and Charity~~

~~Care Trust~~] (*vetoed in accordance with veto message*); provides settlement funds for genomics research in conjunction with Medicaid; provides funds for the Firefighters Foundation Program Fund and the Firefighters Training Center Fund; provides for the conveyance of Kentucky Community and Technical College System (KCTCS) property; stipulates that employees of KCTCS who are in the University of Kentucky personnel system shall be treated the same, with respect to compensation plans and salary increases implemented by KCTCS, as all other employees of KCTCS; allows guaranteed energy savings performance contracts to be executed for buildings operated by KCTCS; allows KCTCS to establish and implement a mandatory student fee on a college-by-college basis; declares that the President of KCTCS be provided no housing allowance; provides funds for the Postsecondary Education Performance Fund; directs the Kentucky Council on Postsecondary Education to establish a working group; allows the Department of Housing, Buildings and Construction funding flexibility; provides funds for Tourism Grants; [~~requires the Tourism, Arts and Heritage Cabinet to develop a statewide marketing plan for the Tourism, Meeting, and Convention Marketing Fund~~] (*vetoed in accordance with veto message*); provides funds for the Bluegrass State Games; prohibits transfer of funds to the Park Capital Maintenance and Renovation Fund; provides debt service to the Parks budget unit; provides debt service to the State Fair Board; requires proceeds up to \$8,900,000 from sale of real property assigned to the State Fair Board to be transferred to the Finance and Administration Cabinet to offset debt service paid by the Cabinet on behalf of the State Fair Board; provides funds for a training incentive stipend for Fish and Wildlife Resources Conservation officers; stipulates that fees-in-lieu-of Stream Mitigation project resources shall be available statewide; provides funds for oral history grants; provides that any entity receiving \$25,000 or less from state or local arts councils is exempt from open meetings and open records laws; provides for Capital Construction Fund appropriations and reauthorizations; provides for the expiration of existing line-item capital construction projects; details bond proceeds investment income; provides for appropriations for projects not line-itemized; provides that if funds from the Capital Construction and Equipment Purchase Contingency Account or Emergency Repair, Maintenance, and Replacement Account are not sufficient, then expenditures of the fund are necessary government expenses; declares that certain previously appropriated Bond Funds shall expire; authorizes and appropriates capital projects for various state agencies and universities; provides for fund designations; provides for the expenditure of excess Restricted Funds or Federal Funds receipts; provides for interim appropriation increases; allows[requires] (*vetoed in accordance with veto message*) revision of appropriation allotments [~~to conform to statutory requirements~~] (*vetoed in accordance with veto message*); provides purpose and transfer restrictions for appropriations expenditure; outlines permitted appropriation obligations; requires that any General Fund or Road Fund appropriation made in anticipation of a lack, loss, or reduction of Federal Funds lapse to the General Fund or Road Fund Surplus Account; requires a state agency entitled to Federal Funds to conform to statutory requirements; provides that any excess General Fund or Road Fund debt service shall lapse, unless directed otherwise by the budget bill; provides that all statutes and portions of statutes in conflict with this bill are suspended, unless otherwise provided; clarifies the construction of budget provisions on statutory budget administration power and duties; provides that the Secretary of the Finance and Administration Cabinet shall interpret all questions arising from the budget bill; provides for the publication of the budget bill; requires the State Budget Director to monitor and report on the Commonwealth's financial condition; authorizes the Secretary of the Finance and Administration Cabinet to prorate administration costs; provides that no portion of the budget bill alone can be construed to confirm or ratify an executive reorganization

order; requires the State Budget Director to provide a budget planning report and tax expenditure revenue loss estimates to each branch; provides that any duplicate appropriations be governed by the duplicate appropriation statute; provides for priority of individual appropriations and severability of budget provisions; provides that all unclaimed lottery prize money be credited to the Kentucky Education Excellence Scholarship Reserve Account; provides various workers' compensation requirements; provides that premium and retaliatory taxes be credited to the General Fund; provides for undesignated General Fund and Road Fund carry forward; provides for reallocation of appropriations among budget units; transfers \$125,000,000 to the Kentucky Permanent Pension Fund; directs the Executive Branch to carry out all [~~appropriations and~~] (*vetoed in accordance with veto message*) budgetary language provisions as contained in the State/Executive Budget; requires semiannual progress reports for information technology projects; mandates that the Finance and Administration Cabinet review all equipment service contracts to maximize savings to the Commonwealth to strictly adhere to the provisions of KRS 56.722, 56.782, and 56.784 in maximizing the use of energy efficiency measures; provides for debt restructuring; directs unexpended debt service to the Budget Reserve Trust Fund; outlines the effects of subsequent legislation; provides for the permitted use of water and sewer Bond Funds; sets out guidelines for the contingent appropriation of excess lottery revenues; directs funds recovered by the Attorney General through litigation on behalf of the Commonwealth to be transferred to the General Fund Surplus Account; establishes the state salary/compensation and employment policy; specifies funds transfers; provides a General Fund Budget Reduction Plan and General Fund Surplus Expenditure Plan; provides a Road Fund Budget Reduction Plan and a Road Fund Surplus Expenditure Plan; outlines Phase I Tobacco Settlement Funds; provides a State/Executive Branch Budget Summary; provides supplemental appropriation for the Judicial Branch; and inserts provisions relating to the levy of license fees. APPROPRIATION. VETOED IN PART.

### **HB 304**

AN ACT relating to appropriations providing financing and conditions for the operations, maintenance, support, and functioning of the Transportation Cabinet of the Commonwealth of Kentucky.

Appropriates from the General Fund, Restricted Funds, Federal Funds, and Road Fund \$2,241,106,000 in fiscal year 2016-2017 and \$2,274,179,800 in fiscal year 2017-2018 for operating costs; appropriates from the Road Fund, Investment Income for various capital projects; requires the Secretary of the Transportation Cabinet to produce a document detailing the 2016-2018 Biennial Highway Construction Program [~~and the Highway Preconstruction Program~~] (*vetoed in accordance with veto message*); provides debt service to the General Administration and Support budget unit; allows the Transportation Cabinet to receive funds and services for the Adopt-A-Highway Litter Program; requires the Transportation Cabinet to continue the SAFE Patrol Program at the current service level; provides funds to improve public riverports within Kentucky; stipulates that any excess Road Fund debt service shall lapse to the Road Fund surplus account unless otherwise directed in this Act; provides funds for Aviation's operational costs; provides debt service to the Aviation budget unit; provides funds for the Bowling Green-Warren County Regional Airport; provides funds for Economic Development Road lease-rental payments; provides that no portion of the revenues to the state Road Fund accrue to the Debt Payment Acceleration Fund account; stipulates that any moneys not required to meet lease-rental payments or to meet the administrative costs of the Kentucky Turnpike Authority shall be transferred to the

State Construction Account; provides debt service for Grant Anticipation Revenue Vehicle (GARVEE) Bonds; provides funds for the State-Supported Construction Program, Biennial Highway Construction Program, Highway Construction Contingency Account ~~[, and the Kentucky Pride Fund]~~ (*vetoed in accordance with veto message*); authorizes projects in the 2014-2016 Biennial Highway Construction Plan to continue into the 2016-2018 biennium; provides funds for the Kentucky Transportation Center; authorizes the Transportation Cabinet to match federal highway moneys; prioritizes projects should any additional federal highway moneys become available; authorizes the Transportation Cabinet to continue the Cash Management Plan and to make programmatic adjustments; provides for carry forward of any unexpended Road Fund appropriations in the Highways budget unit for various programs; provides funds for federal construction projects; ~~[provides funds for the State Resurfacing Program]~~ (*vetoed in accordance with veto message*); provides funds for Highways Maintenance; requires the Secretary of the Transportation Cabinet to report to the Interim Joint Committee on Transportation any project included in the enacted Biennial Highway Construction Plan which is delayed beyond the fiscal year for which the project was authorized; directs a transportation employees salary study to be reported to the Interim Joint Committee on Transportation and the Interim Joint Committee on Appropriations and Revenue; requires the Transportation Cabinet to make quarterly reports to the Interim Joint Committee on Transportation regarding the ~~[Mountain Parkway Extension and]~~ (*vetoed in accordance with veto message*) Hal Rogers Parkway; ~~[stipulates that projects identified by the General Assembly for improving economic development opportunities for the benefit of the citizens of the Commonwealth in the areas to be served shall be given priority by the Transportation Cabinet to facilitate construction as soon as possible]~~ (*vetoed in accordance with veto message*); stipulates that Road Fund resources required to pay judgments shall be transferred from the State Construction Account at the time when actual payments must be disbursed from the State Treasury; authorizes the Transportation Cabinet to maximize the use of Toll Credits; provides funds for nonpublic school transportation; provide funds for the County Road Aid Program, the Rural Secondary Program, the Municipal Road Aid Program, and the Energy Recovery Road Fund; stipulates that the Transportation Cabinet shall continue the Flex Funds and the 80/20 Bridge Replacement Programs within the Rural Secondary Program; provides debt service to the Vehicle Regulation budget unit; provides for Capital Construction Fund appropriations and reauthorizations; provides for the expiration of existing line-item capital construction projects; details bond proceeds investment income; authorizes various capital projects; specifies funds transfers; APPROPRIATION. VETOED IN PART.

### HB 306

AN ACT making appropriations for the operations, maintenance, support, and functioning of the Judicial Branch of the government of the Commonwealth of Kentucky and its various officers, boards, commissions, subdivisions, and other state-supported activities.

Appropriates \$388,155,200 in fiscal year 2016-2017 and \$384,892,300 in fiscal year 2017-2018 from the General Fund, Restricted Funds, and Federal Funds; provides General Fund moneys for a family court judgeship in the Sixth Circuit; provides that funds in the Court Operations and Administration appropriation unit carry forward; provides that if the Supreme Court retains the 2008 increase in civil filing fees, the additional income, not to exceed \$5,000,000 in each fiscal year, shall be deposited in a trust and agency account for court operations; ~~[provides General Fund moneys to provide for full pay parity for the Circuit Clerks with other elected county officials]~~ (*vetoed in accordance with veto message*); directs the Administrative Office of the Courts to

continue the operations and current schedule of night court in Okolona and Middletown in Jefferson County in each fiscal year; provides for the use of settlement proceeds as follows: \$1,000,000 in Restricted Funds in each fiscal year for the expansion and continuation of Rocket Docket prosecutions and \$1,500,000 in Restricted Funds in each fiscal year for the expansion and continuation of drug courts; provides General Fund moneys for the increase in the employer cost of health and life insurance and the employer cost of retirement; provides funds to compensate local units of government for providing court space and for costs incurred in the development of local court facilities; provides that funds in the Local Facilities Fund carry forward; stipulates that the use allowance for the Fayette County Courthouse is contingent upon Short Street in Lexington, Kentucky remaining open to traffic; provides that funds in the Local Facilities Use Allowance Contingency Fund carry forward; provides funds for actuarial-assessed judicial retirement benefits; stipulates that no pension benefit increase shall be granted to recipients of a retirement allowance; stipulates that any capital project proposed by any state government entity, including the agencies and subdivisions of the Court of Justice, shall be authorized by the General Assembly prior to the project's financing and construction; stipulates that capital construction projects and major items of equipment that are not specifically listed in this Act may be authorized only after submission of the project to the Capital Projects and Bond Oversight Committee; details project scope and use allowance payments for Simpson County and Mason County court houses; sets out the court facility planning process; authorizes leases; clarifies that nothing in this Act shall reduce funding of court facility projects authorized by the General Assembly; provides that if a court facility project is occupied and use allowance funding is insufficient that use allowance payments must be approved from the Local Facilities Use Allowance Contingency Fund, or if funds are not available in the Local Facilities use Allowance Contingency Fund, the use allowance payments shall be deemed a necessary government expense; provides the Director of the Administrative Office of the Courts with expenditure authority; provides for severability of budget provisions and priority of individual appropriations; declares that KRS 48.312 controls duplicate appropriations; clarifies that KRS 48.313 controls when a total or subtotal of this Act conflicts with a sum of the appropriations of which it consists; provides that any unexpended balance remaining in the Court's Restricted Funds or Federal Funds accounts carry forward; provides for the final budget document; provides for the transferability of funds; provides for appropriations revisions; includes funds for trial commissioner salaries as provided for in the Judicial Branch Budget Recommendation; provides that issuance of paychecks scheduled for June 30, 2016, and June 30, 2017, shall not be issued prior to July 1, 2016, and July 1, 2017; [~~directs the Judicial Branch to transfer \$11,758,100 in each fiscal year to the General Fund~~] (*vetoed in accordance with veto message*); provides for participation in any Budget Reduction Plan or Surplus Expenditure Plan; APPROPRIATION. VETOED IN PART.

### **HB 309**

AN ACT relating to public-private partnerships and declaring an emergency.

Amends KRS 45A.030 and 45A.075 and creates a new section of KRS Chapter 45A, the Kentucky Model Procurement Code, to provide an explicit framework for the use of public-private partnerships (P3s) as an alternative method of project delivery for the procurement, construction, and financing of capital projects and services by state government, define terms and establish procedures, require the promulgation of administrative regulations relating to P3 procurement, and establish certain oversight, reporting, and General Assembly authorization requirements; amends KRS 65.025 and creates a new section of KRS Chapter 65 to similarly provide an explicit

framework for the use of P3s as an alternative method of project delivery by local governments, define terms and establish procedures, establish the Kentucky Local Government Public-Private Partnership Board, and require its review and approval of certain P3 agreements proposed by local governments; amends KRS 175B.005, 175B.010, 175B.020, 175B.025, 175B.030, 175B.035, 175B.040, 175B.045 and 175B.095 and creates a new section of KRS Chapter 175B to provide for the use of P3 project delivery pursuant to that chapter relating to developing, constructing, operating and financing certain major transportation projects, define terms and amend the definition of “project” to align with current federal usage, establish procedures and oversight, reporting, and General Assembly authorization requirements, make numerous conforming changes, and prohibit any authority from authorizing tolls for any project that connects the Commonwealth with the State of Ohio, including but not limited to a bypass of a major metropolitan area; provides that the provisions of Sections 1 to 3 of the Act relating to state agency P3 procurement shall apply only to a project for which the procurement process is initiated on or before the effective date of the Act; EMERGENCY.

**HB 314**

AN ACT relating to weapons carried by current and retired peace officers and declaring an emergency.

Creates a new section of KRS Chapter 237 to allow authorized off-duty and retired peace officers to carry concealed firearms at any location where on-duty officers may carry firearms; EMERGENCY.

**HB 340**

AN ACT 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 343**

AN ACT relating to the provision of fire protection services.

Amends KRS 75.010 to delineate the territory that may be encompassed during the creation of a fire protection district or volunteer fire department district; amends KRS 75.020, relating to the enlargement or diminishment of fire district boundaries and merger, to require agreements to be entered into when a fire district wishes to expand territory into an area outside the boundaries of a city that is providing fire service to that area, prohibit expansion of one fire district into the territory of another fire district, and ensure that boundary maps are filed and updated pursuant to law when boundaries are modified; amends KRS 75.022, relating to fire service boundaries, to establish when a city not having a regular fire department may assume fire protection services of annexed territories; amends KRS 273.401, relating to nonprofit corporations, to require written approval of the governing body of the city or district before a nonprofit fire department can add subscriber fees or charges to territory within a city or within the boundaries of a KRS Chapter 75 fire district; and creates a new section of KRS Chapter 95A to establish dissolution protocols for KRS Chapter 75 fire districts that may be initiated in the absence of a KRS 65.166 petition.

**HB 352**

AN ACT relating to security interests in motor vehicles.

Amends KRS 185.190 to require that a notation of a security interest in any property for which a certificate of title is issued be made by entry of the required information in the Automated Vehicle Information System (AVIS) and allow for perfection of the security interest upon the entry of that information; amends KRS 186A.195 to allow county clerks to obtain the required information from the title lien statement of an equivalent out-of-state issued instrument; amends KRS 186A.195 to allow for perfection of a security interest in property previously titled in the name of the debtor if the certificate of title is filed within 30 days instead of 20; amends KRS 186A.200 to extend the length of time a secured party has to obtain the certificate of title after executing a security agreement from 20 days to 30.

**HB 354**

AN ACT relating to emergency management.

Amends KRS 39E.030 to add a representative of the Department of Agriculture to the membership of the Kentucky Emergency Response Commission.

**HB 381**

AN ACT relating to coroners.

Amends KRS 64.185, relating to continuing education for coroners, to clarify that the initial training is to be a 40-hour course.

**HB 382**

AN ACT relating to the transfer of motor vehicles.

Amend KRS 186A.220 to provide that a dealer is released from liability upon transfer of a motor vehicles and documents.

**HB 384**

AN ACT relating to local health and fitness incentive programs for local emergency services personnel.

Creates a new section of KRS Chapter 64 to allow the voluntary creation of local government emergency services personnel health and fitness-based incentive programs.

**HB 402**

AN ACT relating to the taxation of property used as a landfill.

Creates a new section of KRS Chapter 132 to require the valuation and assessment of real and tangible personal property of a municipal solid waste disposal facility to be performed by the department; amends KRS 132.020 and 132.200 to provide that tangible personal property which is incorporated into a landfill facility shall be presumed to remain tangible personal property if the property is used for its intended purposes; amends KRS 136.120 to remove municipal solid waste disposal facilities from the list of public service companies.

**HB 420**

AN ACT relating to temporary delegation of parental custody and care.

Creates new sections of KRS Chapter 403 to allow a parent or legal guardian to establish a power of attorney for temporarily delegating parental authority to another person for a period of

time, prohibit a parent or guardian from using a power of attorney to permanently avoid or divest parental or legal responsibilities, establish limitations, allow a parent to invalidate at any time, exempt Attorney-in-fact from foster home or community care requirements, prohibit an attorney-in-fact from attempting to obtain a power-of-attorney because of someone's financial or other debt, clarify that the time that a child resides with an attorney-in-fact does not qualify when calculating the minimum time for the attorney-in-fact to be designated a de facto custodian, clarify that using powers in this bill does not constitute child neglect or abandonment, clarify that a power of attorney issued pursuant to this Act cannot be used only to establish residency in a school district unless the child actually lives in the district, require a background check for Attorney-in-fact who is not closely related, allow a parent on active duty service to designate for the length of service plus 30 days, establish and include the form for designation, require an employee of the Cabinet for Health and Family Services to provide information about support services during child protection investigations that do not result in out-of-home placements, and encourage the CHFS to provide information to families in crisis, including organizations that utilize temporary power of attorney programs.

**HB 422**

AN ACT relating to local code enforcement.

Amends KRS 65.8805 to add to the definition of "local government" and additional definitions; amends KRS 65.8808 to clarify the violations that may be enforced by a code enforcement board; amends KRS 65.8811 to clarify procedures for when a vacancy is not filled; amends KRS 65.8815 to require regular meetings to be set by ordinance for the code enforcement board and permit special or emergency meetings; creates a new section of KRS 65.8801 to 65.8839 to allow code enforcement boards to appoint hearing officers when authorized by local ordinance and set duties and authorities and require the local government using hearing officers to adopt by ordinance provisions relating to appeals procedures for the final orders of hearing officers, including the ability to appeal in District Court; amends KRS 65.8821 to strike language relating to hearing officers to make conforming amendment and allow code enforcement officers to serve subpoenas issued by hearing officers; amends KRS 65.8825 to make a conforming amendment for the utilization of hearing officers in the enforcement proceeding process, acknowledge the alternative fine availability, allow lienholders to be notified of citations, establish notice provisions for the issuance of final orders to cited violators, require the citation issued by code enforcement officers to include the possible use of hearing officers, note that if a person fails to pay a civil fine that the person shall be deemed to have waived the right to appeal the final order to District Court, and set out statutory procedures for the waiving of the right to appeal in District Court; amends KRS 65.8828 to allow notification of lienholders with an interest in subject properties of hearings, establish protocols for final orders for code enforcement boards for orders issued preliminarily by hearing officers, and stipulate that a waiver of appeal in District Court occurs when a person requests a hearing, but does not appear at the hearing, and, relating to the board determination of the commission of a violation, that the board may, rather than being required to, order the offender to pay a civil fine or remedy the violation; amends KRS 65.8831 to state statutory citations for orders that may be brought to the District Court, clarify that the District Court hears the appeal de novo, and clarify when no appeal is filed with a District Court within 30 days, that the order of the board is final; amends KRS 65.8835 to direct how liens are placed on property for subjects of citations and set out permitted inclusions on the lien itself; creates a new section of KRS 65.8801 to 65.8839 to establish a lien notification system for local governments to use to notify interested

individuals of the placement of liens upon properties, and allow notification, relative to the lienholder notification system, to be satisfied with the provision of an electronic link to the required elements, require the notice to be put on a website, either fully or in summary form as set out in the bill, clarify that a local government may record a lien sooner than the 45 day period allowed in the section, and require, if the lien is satisfied prior to the expiration of the 45 day period, that the local government is to release the lien within 15 days of the satisfaction; amends KRS 65.8838 to include “imminent danger” as a condition when a local government may take immediate corrective action; creates a new section of KRS Chapter 65 to define various terms and establish various nuisances, that may be enforced through a code enforcement board, relating to vehicles and machinery in various states of repair, uninhabited mobile or manufactured homes, rubbish and excessive weeds and grass, to include unsafe structures on properties, as well as set conditions and processes for liens; amends KRS 99.710 to allow the duties assigned a vacant properties commission to be assigned to a local code enforcement board; amends KRS 382.135 to include the full name of the grantor and grantee in with the deed to real property; amends KRS 426.530 to make a conforming amendment for a repeal; creates a noncodified section to set construction and effect of certain repealed statutes; repeals KRS 82.700 to 82.725 and 381.770.

### **HB 423**

AN ACT relating to revenue measures and declaring an emergency.

Amends KRS 224.50-868 to extend the new motor vehicle tire fee until June 30, 2108; amends KRS 42.4582 to phase-in over 4 years a distribution of coal severance tax revenues allowing 100 percent of those receipts to be distributed to coal-producing counties; amends KRS 42.4585 to phase-in over 4 years the coal severance tax receipts be distributed to the Local Government Economic Development Fund and the Local Government Economic Assistance Fund on a 60 percent to 40 percent ratio, respectively; amends KRS 42.4592 to modify the distribution to single county accounts; makes conforming amendments; amends KRS 139.472 to exempt drugs for cattle, sheep, goats, swine, poultry, ratite birds, llamas, alpacas, buffalo, aquatic organisms, cervids, or bees if purchased on or after August 1, 2015, but before August 1, 2022, and exempt bees used in a commercial enterprise and certain items used in that enterprise, when sold or purchased on or after August 1, 2016, but before August 1, 2022; creates a new section of KRS Chapter 141 to establish a refundable income tax credit equal to the noise mitigation costs incurred by a taxpayer within an airport noise contour higher than 60 DNL; amends KRS 141.0205 to order the tax credit; amends KRS 141.010 to update the Internal Revenue Code reference date to the Code in effect on December 31, 2015, and to exclude from adjusted gross income up to \$5,000 for the taxpayer and each dependent, limited to a maximum annual exclusion of \$10,000, of qualified contributions to the Kentucky Education Savings Plan Trust for taxable years 2019 to 2025 and to include in adjusted gross income contributions and earnings that are refunded to a participant in the Plan that are not used for educational expenses; creates a new section of KRS Chapter 164 to require reporting to the Department of Revenue of refunds of amounts from any participant account, or amounts paid to any participant for purposes other than for payment of higher education costs, allow a one-half of one percent administrative fee to be paid to the Kentucky Infrastructure Authority for the administration of projects, increase the executive agency lobbyist registration fee to \$275 and allow penalties collected by the Executive Branch Ethics Commission to be deposited into a trust fund account to the credit of the Commission, allow the Auditor of Public Accounts to charge for any additional expenses incurred during audits, require each agency of the Executive Branch to pay an amount required for the operation of the Personnel Board, exempt water

withdrawal fees imposed by the Kentucky River Authority from state and local taxes, allow the Personnel Cabinet to collect a pro rata assessment from all state agencies, in all three branches of government, supported by the personnel system, require premium taxes collected under KRS Chapter 136 and the retaliatory taxes collected under KRS 304.3-270 to be credited to the General Fund, and require salvage and rebuilt titles to be issued through the speed title procedure when an electronic notification is issued by a county clerk; declares an EMERGENCY. VETOED.

**HB 428**

AN ACT relating to cruelty to animals.

Amends KRS 525.125 to define “dog,” “dog fight,” and “dog fighting,” provide that a dog owner, an owner of property on which a dog fight is conducted if the owner knows of the dog fight, and anyone who participates in the organization of a dog fight for pleasure or profit as well as anyone who knowingly owns, possesses, keeps, trains, sells, or otherwise transfers a dog for the purpose of dog fighting is guilty of cruelty to animals in the first degree, a Class D felony, and clarify that activities of dogs engaged in working or guarding livestock does not constitute cruelty to animals.

**HB 431**

AN ACT relating to water conservation.

Amends KRS 211.350 to define greywater and black water, allow for conservation credits for greywater systems that reduce the waste flow calculations; creates a new section of KRS Chapter 211 to require the cabinet to promulgate administrative regulations to update daily waste flow charts for low water using fixtures and allows greywater conservation credits, and prohibit any political subdivision from prohibiting use of greywater reductions from systems approved under permit by the cabinet.

**HB 434**

AN ACT relating to the office of coroner.

Creates a new section of KRS Chapter 72 to establish conditions under which a coroner shall turn over records of his or her office to a successor, designate the recipient of the records, make the failure to turn over records punishable by fine, designate the collector of fine, and establish a right of appeal of the fine; amends KRS 72.415 to provide that deputy coroners that fail training requirements are ineligible to perform their duties, establish notification requirements and requirements for reinstatement, and suspend compensation and establish how compensation may be restored.

**HB 473**

AN ACT relating to public safety personnel training.

Amends KRS 15.404 to set the basic training of peace officers as that found in KRS 15.440; amends KRS 15.440 to set the local government qualifications for participating in the KLEFP fund at 928 hours as set by the Kentucky Law Enforcement Council and to require any change of those hours to be done by administrative regulation, and to allow the council to approve schools that may require more hours of education; amends KRS 70.263, relating to deputy sheriff merit boards, to conform to amended hour requirement; amends KRS 95.955, relating to municipal police and auxiliary police, to conform to the amended hour requirement; amends KRS 15.530, relating to telecommunicators, to set the required training hours; amends KRS 15.550 to conform to the set

number of training hours for the basic course; amends KRS 15.560 to set the required training hours for non-CJIS telecommunicators; amends KRS 15.565 to prohibit the Kentucky Law Enforcement Council from changing the 8 hours of in-service training for telecommunicators; amends KRS 15.590 to allow the council to set the number of hours for training at a different number than that established by statute for non-CJIS telecommunicators and the telecommunications academy; amends KRS 15A.070, relating to Department of Criminal Justice Training powers, to conform to training requirements; amends KRS 95A.230 to set the basic training course at 400 hours and in-service training at 100 hours but allow the commission reduce the number of hours by administrative regulation and allow a different number of hours to be set at a school recognized by the commission; amends KRS 95A.240 to establish the protocols for the commission relative to setting the number of hours for basic and in-service training, as well as the requirement for volunteer firefighters and departments under KRS 95A.262; amends KRS 95A.262 to conform with training requirement.

**HB 487**

AN ACT relating to the Governor's Advisory Board for Veterans' Affairs.

Amends KRS 40.305 to require that two members of the Governor's Advisory Board for Veterans' Affairs be recommended by the Joint Executive Council of Veterans Organizations of Kentucky.

**HB 489**

AN ACT relating to death certificates.

Amends KRS 213.076 to add the physician pronouncing death to those who may receive and complete the death certificate for the medical certificate of the cause of death.

**HB 497**

AN ACT relating to seeds.

Creates a new section of KRS 250.021 to 250.111 to declare the state's preemption in seed regulation; amends KRS 250.021 to define "blend" and "brand"; amends KRS 250.041 to clarify standards on seed coatings, mixtures, and varieties; amends to include "VNS" as a "Variety Not Stated" label designation and establish a 15-month germination period prior to sale of cool-season grasses; amends KRS 250.051 to prescribe labeling permit stipulations; amends KRS 250.071 to clarify germination test deadlines and relabeling requirements.

**HB 499**

AN ACT making appropriations for the operations, maintenance, and support of the Legislative Branch of the Commonwealth of Kentucky.

Appropriates from the General Fund \$59,311,100 in fiscal year 2016-2017 and \$63,206,600 in fiscal year 2017-2018; appropriates from Restricted Funds \$75,000 in fiscal year 2016-2017 and \$175,000 in fiscal year 2017-2018, with appropriations allocated as follows: General Assembly, \$18,898,100 in fiscal year 2016-2017 and \$19,806,600 in fiscal year 2017-2018; and Legislative Research Commission, \$40,488,000 in fiscal year 2016-2017 and \$43,575,000 in fiscal year 2017-2018; directs a funds transfer in each fiscal year; APPROPRIATION.

**HB 527**

AN ACT relating to administrative duties in pharmacies.

Amends KRS 315.010 to define terms; create a new section of KRS Chapter 315 to clarify that all pharmacies may perform certain administrative activities, such as accessing prescriptions, billing and collections, answering and transferring phone calls, and some outbound phone calls and that these activities shall be performed in the United States, but may be performed outside of the physical limits of a licensed pharmacy and do not constitute the practice of pharmacy.

**HB 529**

AN ACT relating to water resources policy.

Creates a new section of KRS 151.100 to 151.460 to establish the 11-member Kentucky Water Resources Board, set initial appointments and identify the role and function of the board in developing water resource policy, attach the board to the Energy and Environment Cabinet for administrative purposes, and require the cabinet to provide staff to the board; amend KRS 151.110 to include agriculture in the list of reasons water resources have become of vital importance to the Commonwealth, require the cabinet to provide leadership for on-farm and rural community drought and water assessment monitoring, and improvements for agricultural purposes, and authorize the cabinet to receive and disperse federal, state, and other funds for on-farm and community drought and water assessment, monitoring, and improvements.

**HB 535**

AN ACT relating to fiscal matters and declaring an emergency.

Amends KRS 154.26-010 and 154.26-080 to extend the amount of time allowed for a company with an approved economic revitalization project qualifying for incentives under the Kentucky Industrial Revitalization Act (KIRA) to undertake supplemental projects which may qualify for additional incentives, from 24 months to 60 months following the term of the initial project, and reduce the number of current employees and amount of minimum investment required for approval of a supplemental project; creates a new section of Subchapter 26 of KRS Chapter 154 to provide that costs incurred to start up an idled blast furnace shall be considered eligible costs for the KIRA program; amends KRS 139.480 to exempt all property used in operating a blast furnace and related steel-making operations as part of a KIRA supplemental project from the state sales and use tax; amends KRS 16.010, relating to Kentucky State Police (KSP) personnel salaries, to re-order definitions alphabetically and to define "cadet trooper"; creates a new section of KRS 16.010 to 16.199 to establish salary schedules for KSP officers based on rank and years of service and to establish other requirements and conditions relating to officer salaries; amends KRS 16.050 to require repayment of training costs if a KSP officer leaves employment within three years of completing basic training; amends KRS 16.165 to provide that disabled KSP officers who elect to be retained on the regular payroll are not eligible for salary increments and increases until return to full active duty; amends KRS 16.198 to allow Trooper R Class officers to serve more than five years; amends KRS 18A.110 and 64.640 to conform; provides that Section 4 of the Act, containing the sales tax exemption provisions, will take effect August 1, 2016; EMERGENCY.

**HB 562**

AN ACT relating to medical services and making an appropriation therefor.

Repeals, reenacts, and amends KRS Sections 315.510 to 315.524 as new sections of KRS Chapter 309 to remove home medical equipment and service providers from the authority of the

Kentucky Board of Pharmacy, create the Kentucky Board of Durable Medical Equipment Suppliers and attach the board for administrative purposes to the Office of Occupations and Professions in the Public Protection Cabinet, and establish a revolving fund in the State Treasury for deposit of board's fees and payment of expenses; creates new sections of KRS Chapter 309 to establish conditions under which the cabinet may suspend, revoke, or deny a license or impose sanctions on a licensee, and to authorize the cabinet to promulgate administrative regulations, investigate complaints or violations, issue subpoenas and conduct hearings, and assess fees, ensure that persons convicted of serious crimes are not granted licenses, that revocation of licenses is automatic, and that those persons are not eligible to reapply; amends KRS 315.191 to restore the pharmacy board advisory council to nine members; amends KRS 315.121, 315.191, 315.125, and 315.005 to remove references to home medical equipment services providers from the pharmacists statutes in that chapter; amends KRS 205.210 to require that the sale price of property at a public auction shall be deemed to be the fair market value of that property when considering public assistance to an individual or family and add one member recommended by the Kentucky Medical Equipment Suppliers Association to the Advisory Council for Medical Assistance, and require an assisted-living facility certified pursuant to KRS Chapter 194A to provide residents with information and education on influenza disease; amends 304.17A-005 to conform; APPROPRIATION.

### **HB 563**

AN ACT relating to NORM and declaring an emergency.

Create new sections of KRS Chapter 211 to declare findings of the General Assembly regarding naturally occurring radioactive material or "NORM" and acknowledging that certain oil and gas production and storage result in concentration or enhancement of natural radioactivity of rocks or soils into NORM, direct the Energy and Environment Cabinet and the Cabinet for Health and Family Services to revise existing administrative regulations regarding the management of oil and gas related wastes containing NORM, encourage the Energy and Environment Cabinet and the Cabinet for Health and Family Services to include specific interest groups including landfill operators in the groups offering input to the cabinet in the revision of administrative regulations, and require report on compliance with updating regulations by December 1, 2016; EMERGENCY.

### **HB 570**

AN ACT relating to Kentucky State Police and declaring an emergency.

Amends KRS 16.055, 16.187, 16.188, 16.189, 16.1901, 16.191, and 16.194, to include legislative security specialists under KRS Chapter 16 and the State Police Merit System; amends KRS 16.198 to increase from 4 to 9 the number of years that a Trooper R Class employee or commercial vehicle enforcement officer R class employee may renew additional 1 year terms; creates a new section of KRS Chapter 16 to permit the commissioner of the state police to appoint a deputy commissioner, and require minimum scores and evaluations used in promotions to be set by the commissioner in consultation with the Kentucky State Police Promotional Review Board; EMERGENCY.

### **HB 585**

AN ACT relating to 911 emergency services and making an appropriation therefor.

Creates a new section of KRS 65.750 to 65.760 to declare legislative findings relating to the provision of 911 emergency services; amends KRS 65.750 to change the definitions for "911

emergency service,” “automatic number identification,” and “automatic location identification,” add definitions for “automatic call distribution,” “automatic vehicle location,” “FCC order,” “geographic information systems,” “Law Enforcement Information Network of Kentucky and the National Crime Information Center,” “local government,” “master street address guide,” “service connection,” and “Interconnected Voice over Internet Protocol”; amends KRS 65.760 to require wireline VoIP providers to collect locally-imposed 911 fees, list all allowable uses of locally-imposed 911 fees, and list prohibited uses of locally imposed 911 fees; amends KRS 65.7621 to change definitions for “administrator,” “automatic location identification,” “automatic number identification,” “board,” and “CMRS postpaid service charge,” and add definitions for “CMRS service charges,” “CMRS prepaid service charge,” “next generation 911,” “prepaid wireless communications service,” “prepaid wireless telecommunications service provider,” “purchaser,” “retail transaction,” “retailer,” and “service connection”; amends KRS 65.7623 to change the name of the Commercial Mobile Radio Service Emergency Telecommunications Board of Kentucky to the Kentucky 911 Services Board, remove the administrator and the member who is a mayor of a city or urban-county government from membership of the board, add two members serving as city officials, two members serving as county officials, two nonvoting legislative members, and the executive director of the Office of Homeland Security to the membership of the board, and require the board to hold at least four meetings per year, two of which must be in congressional districts other than the one in which Frankfort is located; amends KRS 65.7625 to include in the administrator’s duties the development and implementation of next generation 911 service, and require the administrator to report to the board at each meeting regarding his or her activities since the last meeting; amends KRS 65.7627 to require that revenues from the prepaid wireless service charge and revenues from the postpaid wireless service charge be generated equitably, and require prepaid wireless, postpaid wireless, and Lifeline service charges to be deposited into the CMRS fund; amends KRS 65.7629 to end the current sourcing and collection of the prepaid wireless service charge on January 1, 2017, require the board to deposit revenues from the prepaid and postpaid wireless service charges into the CMRS fund, require the auditor retained by the board to verify the accuracy of CMRS customer count information, and require the auditor retained by the board to share information with the Legislative Research Commission and the Auditor of Public Accounts; amends KRS 65.7630 to require the board to issue a report on data and information regarding 911 funding and the collection of service charges by November 1 of each year, specify reporting requirements for local government agencies with one or more PSAPs, and require CMRS providers to submit annual reports to the board of their customer counts; amends KRS 65.7631 to adjust the apportionment formula for disbursement of moneys from the CMRS fund and end cost recovery disbursements for CMRS providers for compliance with wireless E911 service requirements; amends KRS 65.7633 to conform; amends KRS 65.7635 to end the current collection method of the prepaid wireless service charge on January 1, 2017 and require postpaid wireless service charges to be remitted by providers within 30 days of the end of the calendar month in which they were collected instead of within 60 days; amends KRS 65.7641 to increase the value of wrongfully obtained wireless emergency telephone service from \$100 to \$500 before it can be prosecuted as a Class D felony; amends KRS 139.105 to provide how the new prepaid wireless point of sale charge will be sourced; creates a new section of KRS 65.7621 to 65.7643 to establish a CMRS prepaid service charge of \$0.93 to be collected at the point of sale for prepaid phones, minutes, and calling cards beginning on January 1, 2017, require that the CMRS prepaid service charge be collected by the retailer from the purchaser and that it be separately stated on the receipt, require the CMRS prepaid service charges to be remitted to the Department of Revenue,

and provide that the CMRS prepaid service charge not be included in the base for measuring any other tax or fee; creates a new section of KRS Chapter 142 to establish definitions relating to the collection of the CMRS prepaid service charge by the Department of Revenue and the remittance of the collected charges to the CMRS fund; creates a new section of KRS Chapter 142 to require retailers to collect and remit the CMRS prepaid service charge to the Department of Revenue and require the department to remit the charge to the CMRS fund; creates a new section of KRS Chapter 142 to require each retailer selling prepaid wireless telecommunications service to register with the Department of Revenue; creates a new section of KRS Chapter 142 to require each retailer selling prepaid wireless telecommunications service to file a monthly return with the Department of Revenue detailing the CMRS prepaid service charges collected during the previous month and allow a retailer to reimburse itself for the costs of collecting and remitting the CMRS prepaid service charge, not to exceed three percent of the gross amount of the CMRS prepaid service charges it collected that month; creates a new section of KRS Chapter 142 to allow the Department of Revenue to audit returns filed by retailers and to assess any shortfalls discovered to the retailer within four years of the filing of the return, allow the department to assess an arrearage at any time if the retailer failed to file a return, and allow retailers the rights of protest and appeal provided in KRS 131.110; creates a new section of KRS Chapter 142 to require retailers to keep records as required by the Department of Revenue and to retain their returns filed with the department for four years; creates a new section of KRS Chapter 142 to charge the Department of Revenue with administering the collection of the CMRS prepaid service charge and to empower it with all of the authority it needs to do so, establish the interest rate for late CMRS prepaid service charge payment, require the Kentucky 911 Services Board to cooperate with the department in the collection of the CMRS prepaid service charge, and provide for the refund or crediting of over payment or mistaken payment of the CMRS prepaid service charge as provided in KRS 134.580; creates a new section of KRS Chapter 142 to require the Department of Revenue to transmit the amounts it receives from the CMRS prepaid service charge to the Kentucky 911 Services Board on a monthly basis, allow the department to retain up to one percent of each monthly deposit to cover actual expenses incurred in collecting and administering the CMRS prepaid service charge, require the department to provide monthly receipts to the board, and restrict amounts collected from the CMRS prepaid service charge from appropriation by the General Assembly; amends KRS 39G.040, 65.755, 278.541, 278.542, and 139.470 to conform; creates a new section of KRS 65.7621 to 65.7643 to define "Lifeline provider," set the CMRS service charge for Lifeline providers at the same amount as the CMRS postpaid service charge, establish the collection method for the CMRS service charge from Lifeline providers, allow Lifeline providers to determine their own method of billing and collecting the CMRS service charges levied by the section from end users, require Lifeline providers to act as collecting agents for the CMRS service charge, provide that Lifeline providers are not obligated to take legal action to collect the CMRS service charge, exempt separately stated service charges from state and local taxes, allow Lifeline providers to reimburse themselves up to one and one-half percent of the gross aggregate amount of service charges collected to cover the costs of collection, require Lifeline providers to remit service charges, less the administrative fee, to the Kentucky 911 Service Board on or before 30 days after the end of the calendar month in which the service charges were collected, allow the state to initiate collection actions on behalf of the board, stipulate that nothing in the section be interpreted to impact litigation pending in the courts of the Commonwealth commencing on or before March 1, 2016, regarding the application of CMRS fees imposed prior to the effective date of the bill to CMRS providers receiving reimbursement from the universal service fund, and

provide for the staggering of the Governor's appointments for the new members to the Kentucky 911 Services Board; provides that Sections 14 to 23, Section 28, and Section 29 of the bill take effect on January 1, 2017; APPROPRIATION.

**HB 609**

AN ACT relating to peace officers.

Amends KRS 61.886 to provide that the commissioner of the Department of Parks may, upon request of the Breaks Interstate Park Commission, request the Governor to appoint individuals as peace officers, and clarify that a TVA or commission peace officer is not considered a hazardous duty position within the meaning of KRS 61.592 and is not eligible to participate in the Kentucky Law Enforcement Foundation Program fund unless the officer meets the requirements of KRS 15.382, 15.404, and 15.440; amends KRS 61.887 to give commission peace officers the power to enforce the rules and regulations of the commission, and clarify that commission peace officers have jurisdiction over the commission's property; creates a new section of KRS 61.886 to 61.892 to establish standards for any employee of the commission recommended to be appointed and commissioned as a commission peace officer, and require the Breaks Interstate Park Commission to pay for any expenses associated with training and equipping an employee of the commission as a commission peace officer.

**HB 626**

AN ACT relating to the development of a highly trained workforce in the Commonwealth and making an appropriation therefor.

Creates a new section of KRS Chapter 164.740 to 7891 to establish the Work Ready Kentucky Scholarship Program, direct the Kentucky Higher Education Assistance Authority to administer the program, define student and institutional eligibility for the scholarship, prescribe the calculation of the scholarship amount, require repayment of the scholarship if a student does not meet the GPA requirement or does not complete the academic term, require participating institutions to submit information to the authority required for the administration of the program, and establishes a trust fund for moneys appropriated for the program; creates a new section of KRS 164.740 to 164.7891 to establish the Dual Credit Scholarship Program, define eligibility for the program, direct the Kentucky Higher Education Assistance Authority to administer the program, and establish a trust fund for moneys appropriated for the program; creates a new section of KRS 164.011 to 164.098 to establish a partial performance-based funding structure for the postsecondary education system, stipulate that a percentage of the amounts appropriated shall be awarded using a performance-based funding process phased in over 3 years beginning in fiscal year 2017-2018, and create the Postsecondary Education Performance Fund as a restricted fund to be distributed to institutions based on performance metrics established by the General Assembly after receiving recommendations from the Postsecondary Education Working Group; and creates new sections of KRS Chapter 151B and 154.20 to establish a program for financing workforce development partnership projects through the creation of the Workforce Investment Fund Advisory Board and the Kentucky Workforce Investment Fund, describe the responsibilities of the board and the Kentucky Economic Development Finance Authority (KEDFA), establish parameters for the board in reviewing applications and recommending projects, establish parameters for review and approval of projects by KEDFA, and establishes requirements for agreements between KEDFA and a partnership project; APPROPRIATION. VETOED.

**HCR 13**

Directs the staff of the Legislative Research Commission to study municipal bankruptcy.

**HCR 101**

Directs the Legislative Research Commission to establish the Free-roaming Horse Task Force to study issues regarding free-roaming horses and to develop consensus legislative recommendations to address those issues; establishes the membership of the task force and requires it to meet three times before submitting its legislative recommendations; requires the legislative recommendations to be submitted to the Legislative Research Commission by November 30, 2016.

**HCR 117**

Establishes an “Automotive Caucus” within the Kentucky General Assembly.

**HCR 139**

Establishes the South Central Kentucky Caucus within the Kentucky General Assembly.

**HCR 185**

Directs the Legislative Research Commission to establish a Kentucky Workers’ Compensation Task Force to study the workers compensation system and develop consensus recommendations; establishes task force membership and require it to meet at least three times during the 2016 Interim of the General Assembly; requires the final report to be submitted to the Legislative Research Commission by December 1, 2016.

**HCR 187**

Urges and petitions the United States Customs and Border Protection Agency and the Department of Homeland Security to require advance electronic data screening of all inbound shipments to the United States to facilitate identification and interception of illegal synthetic drugs and chemicals.

**HJR 5**

Designates honorary names for various roads and bridges and directs the placement of honorary roadside signs.

**HJR 152**

Directs the Division of Water to meet with the United States Army Corps of Engineers and the Natural Resources Conservation Service to determine procedures for developing water resources for agriculture and to report findings and recommendations to the Legislative Research Commission by December 1, 2016.

**HJR 160**

Stipulates that this Joint Resolution in conjunction with 2016 Regular Session HB 129 constitute the Six-Year Road Plan; sets out the last four years of the Six-Year Road Plan.

**HJR 164**

Directs the Tourism, Arts and Heritage Cabinet, in conjunction with the Buffalo Trace Area Development District, to develop a statewide covered wooden bridge trail.

**HJR 197**

Creates the Kentucky 225<sup>th</sup> Anniversary Commission to study and recommend activities and events to educate and commemorate the state's quasibicentennial.

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