

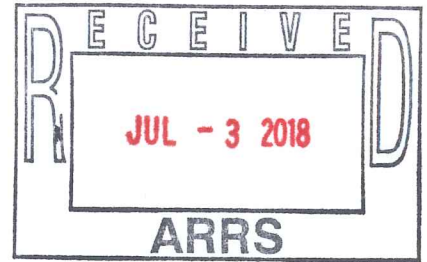


**CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF THE SECRETARY**

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July 3, 2018

Senator Ernie Harris, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
029, Capitol Annex
Frankfort KY 40601

Re: **902 KAR 10:040**. Kentucky youth camps.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 902 KAR 10:040, the Department for Public Health proposes the enclosed suggested amendments to 902 KAR 10:040.

Sincerely,

A handwritten signature in blue ink, appearing to read "Brandon J. Smith".

Brandon J. Smith
Executive Director
Office of Legislative and Regulatory Affairs

Enclosure
cc: file

REVISED: 7/3/2018, 10:45 AM

**Suggested Amendment
Cabinet for Health and Family Services
Department for Public Health
Division of Public Health Protection and Safety**

902 KAR 10:040. Kentucky youth camps.

(Amended After Comments version)

Page 5

Section 1(12)

Line 12

After "trailer", insert comma.

Line 14

After "movable,", delete "may be".

Page 6

Section 3(3)

Line 19

After "cabinet shall", insert "inspect".

Delete "make an inspection of".

Page 7

Section 4

Lines 3-4

After "be drained and", insert "shall".

After "not", insert "be".

Line 4

After "mosquitos", insert "can".

Delete "may".

Page 7

Section 5(1)

Lines 8-9

After "Building Code", insert period.

Delete remainder of subsection (1) in its entirety.

Page 7

Section 5(4)

Line 19

After "maintenance", insert the following:
, in accordance with 815 KAR 7:120

Page 8

Section 6(3)(a)

Line 9

After "cleanable, and meet", insert "the".

After "flammability standards", insert "in 16 C.F.R. Part 1632".

Page 8

Section 6(4)(b)

Line 17

After "more often", insert comma.

Page 8

Section 7(1)

Line 22

After "Plumbing Code", insert ", 815 KAR Chapter 20".

Page 9

Section 7(4)

Lines 7-8

After "Plumbing Code requirements", insert "in 815 KAR Chapter 20".

Page 10

Section 8(2)

Line 3

After "(2)", insert "If".

Delete "In the event".

Line 5

After "of the cabinet", insert "in 902 KAR 10:085".

Lines 5-6

After "Environment Cabinet", insert "in KAR Title 401".

Page 10

Section 9(2)

Lines 14-15

After "Environment Cabinet", insert "in KAR Title 401".

Page 10

Section 9(4)

Line 18

After "Code requirements", insert "in 815 KAR Chapter 20".

Line 20

After "vessels", insert "shall be".

Delete "are".

Page 10

Section 9(5)

Line 21

After "shall be", delete "of".

Line 22

After "cleanable", insert comma.

Delete "construction".

After "so that water", insert "is".

Delete "may be".

Page 11

Section 9(6)

Line 3

After "approved source", insert the following:

of water, in accordance with Title 401 KAR and 902 KAR 45:005.

Line 5

After "approved construction", insert "in accordance with 902 KAR 45:005.".

Page 11

Section 10(1)

Line 8

After "conducted to", insert "avoid".

Delete "not create".

Lines 10-11

After "Environment Cabinet", insert "in KAR Title 401".

Page 11

Section 10(2)

Line 12

After "proof containers", insert comma.

Page 11

Section 10(3)

Line 15

After "(3)", delete "Approved".

Capitalize "container".

After "storage", insert the following:

that has been approved by the local health department

Line 16

After "maintained to", insert "avoid".

Delete "not create".

Page 11

Section 10(4)

Line 18

After "often if", delete "deemed".

Page 12

Section 11(3)(a)

Line 5

After "shelters from", insert the following:

attracting flies or becoming a

Delete the following:

becoming an attractant for or

Page 12

Section 12(2)

Lines 12-13

After "in compliance with", insert the following:

requirements of the Tourism, Arts, and Heritage Cabinet, pursuant to 301

KAR Chapter 6.

Delete the remainder of subsection (2) in its entirety.

Page 12

Section 13(1)

Lines 20-21

After "pursuant to", insert "KAR Title 302".

Delete the remainder of subsection (1) in its entirety.

Page 12

Section 13(2)

Line 22

After "debris that", insert "can".

Delete "may".

Page 13

Section 14(2)(b)

Lines 9-13

After "(b)", insert the following:

The prospective employee, contractor, or volunteer shall submit a letter to the camp operator from the cabinet stating that a background check of child abuse and neglect records maintained by the cabinet has not revealed any findings of substantiated child abuse or neglect prior to the individual's presence at the camp or involvement in any program of the camp.

Delete the remainder of paragraph (b) in its entirety.

Page 14

Section 14(5)(c)

Lines 8-9

After "discharge", insert comma.

Delete "(".

After "applicable", insert comma.

Delete ")".

Page 15

Section 14(9)

Line 10

After "emergencies", insert comma.

Lines 11-12

After "at all times", insert "for any emergencies".

Delete the following:

in the event of an emergency

Page 15

Section 15(1)

Lines 18-19

After "comply with", insert "KRS 227.200 to 227.400".

Delete the following:

applicable rules and administrative regulations of the State Fire Marshal

Page 15

Section 15(2)

Line 22

After "applicable ", insert "local".

After "codes and", insert "815 KAR 7:120".

Delete the following:

administrative regulations

Page 16

Section 15(3)(a)

Line 3

After "marked", insert comma.

Page 16

Section 15(3)(b)

Line 5

After "plants", insert comma.

After "poison ivy", insert comma.

Page 16

Section 16(1)

Line 19

After "initiation of any", delete "such".

Page 17

Section 16(2)(d)

Lines 4-6

After "be constructed", insert the following:

including:

1. Location and number of personal hygiene facilities; and
2. A plumbing riser diagram.

Delete the remainder of paragraph (d) in its entirety.

Page 17

Section 16(2)(f)

Line 9

After "if", insert "the".

After "source is", insert "not".

Delete "other than".

Page 17

Section 16(3)

Line 12

After "layout", insert comma.

Page 17

Section 16(4)

Lines 15-16

After "beaches are", insert "planned, the".

Delete "contemplated,".

Page 17

Section 17(1)

Line 18

After "season,", insert the following:

the cabinet shall inspect

Delete the following:

an inspection shall be made by the cabinet on

Page 18

Section 17(2)(c)

Line 9

After "regulation", insert "can".

Delete "may".

Page 18

Section 18(1)

Line 12

After "duties, the permit", insert "shall".

Delete "may".

Line 13

After "notice to the permit holder", insert "prior to holding".

Delete "without".

Page 19

Section 19(1)

Line 10

After "suspended may", insert "apply".

Delete the following:

, at any time, make application

Page 19

Section 19(2)

Line 13

After "receipt of", insert "the".

Page 20

Section 20(2)

Line 1

After "Prior to", insert "permanent revocation".

Delete "such action".

Lines 4-5

After "filed with the cabinet", insert the following:

by the permit holder

Line 5

After "1:400", delete the following:

, by the permit holder,