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,

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

Enclosure
cc: file
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 "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,