



**Administrative Regulation Review Subcommittee
Meeting Agenda
Tuesday, December 11 2018 1:00 PM
Annex Room 171**



- 1. Call to Order and Roll Call**
- 2. Regulations for Committee Review**

DEPARTMENT OF STATE

Kentucky Registry of Election Finance

[032 KAR 001:030 & E](#). Election finance statement forms; campaign contributions or expenditures in excess of \$3,000. ("E" expires 02-27-2019) (Deferred from November)

FINANCE AND ADMINISTRATION CABINET

Department of Revenue

General Administration

[103 KAR 001:040](#). Waiver of penalties.

[103 KAR 001:130](#). Taxation of federal and certain nonfederal obligations.

Income Tax; Corporations

[103 KAR 016:060](#). Income classification; apportionable and nonapportionable.

[103 KAR 016:090](#). Appointment; payroll factor.

[103 KAR 016:230](#). Intangible expenses, intangible interest expense, and management fees.

[103 KAR 016:240](#). Nexus standard for corporations and pass-through entities.

[103 KAR 016:290](#). Appointment; property factor.

[103 KAR 016:330](#). Appointment and allocation; alternative apportionment; separate accounting.

[103 KAR 016:340](#). Completed contract method.

Income Tax; Miscellaneous

[103 KAR 019:010](#). Computation of income; estates and trusts. (Not Amended After Comments)

Kentucky Retirement Systems

General Rules

[105 KAR 001:145](#). Voluntary cessation of participation by employers.

[105 KAR 001:147 & E](#). Involuntary cessation of participating employers. ("E" expires 4-3-2019)

BOARDS AND COMMISSIONS

Board of Chiropractic Examiners

[201 KAR 021:015](#). Code of ethical conduct and standards of practice. (Deferred from November)

[201 KAR 021:045](#). Specialties. (Deferred from November)

Board of Examiners of Psychology

[201 KAR 026:130](#). Grievances and administrative complaints.

[201 KAR 026:140](#). Procedures for disciplinary hearings.

[201 KAR 026:171](#). Requirements for supervision.

[201 KAR 026:175](#). Continuing education.

[201 KAR 026:200](#). Education requirements.

[201 KAR 026:211](#). Repeal of 201 KAR 026:210.

[201 KAR 026:280](#). Licensed psychological associate: application procedures and temporary license.

Board of Licensure of Occupational Therapy

[201 KAR 028:021](#). Repeal of 201 KAR 028:020, 201 KAR 028:090, 201 KAR 028:110, 201 KAR 028:180, and 201 KAR 028:210.

[201 KAR 028:060](#). Licensure, renewals and requirements.

[201 KAR 028:170](#). Deep physical agent modalities.

TOURISM, ARTS AND HERITAGE CABINET

Department of Fish and Wildlife Resources

Game

[301 KAR 002:095](#). Importation of cervid carcasses and parts. (Not Amended After Comments)

[301 KAR 002:132](#). Elk hunting seasons, permits, zones, and requirements.

ENERGY AND ENVIRONMENT CABINET

Department for Environmental Protection: Division for Air Quality

Permits, Registrations, and Prohibitory Rules

[401 KAR 052:050](#). Permit application forms. (Amended After Comments)

[401 KAR 052:070](#). Registration of air contaminant sources. (Amended After Comments)

JUSTICE AND PUBLIC SAFETY CABINET

Special Local Peace Officers

[500 KAR 003:020](#). Filing and processing SLPO commissions.

TRANSPORTATION CABINET

Department of Highways: Division of Planning

Traffic

[603 KAR 005:070](#). Motor vehicle dimension limits.

EDUCATION AND WORKFORCE DEVELOPMENT CABINET

Board of Education: Department of Education: Office of Chief State School Officer

Academic Standards

[704 KAR 008:010](#). Kentucky Academic Standards for Computer Science Elective.

[704 KAR 008:030](#). Kentucky Academic Standards for Health.

[704 KAR 008:050](#). Kentucky Academic Standards for Physical Education.

LABOR CABINET

Workers' Compensation Funding Commission

[803 KAR 030:010](#). Special fund assessments. (Amended After Comments)

[803 KAR 030:021](#). Repeal of 803 KAR 030:020. (Deferred from October)

PUBLIC PROTECTION CABINET

Department of Alcoholic Beverage Control Licensing

[804 KAR 004:011](#). Repeal of 804 KAR 004:010.

ENERGY AND ENVIRONMENT CABINET

Department of Natural Resources: Division of Mine Safety Mining Safety Standards

[805 KAR 003:100](#). Equipment use and operation.

CABINET FOR HEALTH AND FAMILY SERVICES

Department of Public Health: Division of Administration and Financial Management Local Health Departments

[902 KAR 008:165](#). Local health department accounting and auditing requirements.

[902 KAR 008:170](#). Local health department financial management requirements.

Department for Medicaid Services: Division of Program Integrity Medicaid Services

[907 KAR 001:005](#). Nonduplication of payments.

[907 KAR 001:075](#). Hearings and appeals for individuals with intellectual disability.

Department for Community Based Services: Division of Protection and Permanency Child Welfare

[922 KAR 001:060](#). Federal Title IV-E adoption assistance.

[922 KAR 001:360 & E](#). Private child care placement, levels of care, and payment. ("E" expires 2-28-2019)

(Amended After Comments)

3. REGULATIONS REMOVED FROM DECEMBER'S AGENDA

BOARDS AND COMMISSIONS: Board of Pharmacy

[201 KAR 002:370](#). Pharmacy services in long-term care facility (LTCF). (Amended After Comments)
(Deferred from December)

Board of Social Work

[201 KAR 023:150](#). Complaint procedure, disciplinary action, and reconsideration. (Deferred from December)

ENERGY AND ENVIRONMENT CABINET: Division of Waste Management: Hazardous Waste

[401 KAR 039:060](#). General requirements. (Deferred from December)

[401 KAR 039:080](#). Hazardous waste handlers. (Deferred from December)

[401 KAR 039:090](#). Hazardous waste permit program. (Deferred from December)

Enforcement and Compliance Monitoring

[401 KAR 040:051](#). Repeal of 401 KAR 040:050. (Deferred from December)

Underground Storage Tanks

[401 KAR 042:005](#). Definitions for 401 KAR Chapter 042. (Comments Received; SOC due 12-14-2018)

[401 KAR 042:020](#). UST system requirements, notification, registration, and annual fees. (Comments

Received; SOC due 12-14-2018)

[401 KAR 042:060](#). UST system release and corrective action requirements. (Comments Received; SOC due 12-14-2018)

[401 KAR 042:250](#). Petroleum Storage Tank Environmental Assurance Fund reimbursement. (Comments Received; SOC due 12-14-2018)

[401 KAR 042:330](#). Small Owners Tank Removal Account. (Comments Received; SOC due 12-14-2018)

[401 KAR 042:341](#). Repeal of 401 KAR 042:011, 042:030, 042:040, 042:045, 042:050, 042:070, 042:080, 042:090, 042:095, 042:200, 042:290, 042:300, 042:316, 042:320, 042:335, and 042:340. (Comments Received; SOC due 12-14-2018)

JUSTICE AND PUBLIC SAFETY CABINET: Special Law Enforcement Officers

[500 KAR 002:030](#). Special law enforcement officers: evaluation examination. (Deferred from December)

TRANSPORTATION CABINET: Department of Vehicle Regulation: Administration

[601 KAR 002:030 & E](#). Ignition interlock. ("E" Expires 1-9-2019) (Not Amended After Comments) (Deferred from October)

EDUCATION AND WORKFORCE DEVELOPMENT CABINET: Board of Education: Department of Education

Office of Chief State School Officer

[701 KAR 005:150](#). Nontraditional Instruction Program. (Comments Received; SOC due 12-14-2018)

Office of Learning Programs Development: Office of Instruction

[704 KAR 003:292](#). Education of migratory children. (Comments Received; SOC due 12-14-2018)

[704 KAR 003:303](#). Required academic standards. (Comments Received; SOC due 12-14-2018)

[704 KAR 003:305](#). Minimum requirements for high school graduation. (Comments Received; SOC due 12-14-2018)

[704 KAR 003:365](#). Complaint procedures for programs under the Elementary and Secondary Education act of 1965. (Comments Received; SOC due 12-14-2018)

Office of Chief State School Officer: Academic Standards

[704 KAR 008:020](#). Kentucky Academic Standards for Reading and Writing. (Deferred from December)

[704 KAR 008:040](#). Kentucky Academic Standards for Mathematics. (Deferred from December)

PUBLIC PROTECTION CABINET: Department of Insurance: Administration

[806 KAR 002:092](#). Disclosure of local government taxes and collection fee. (Deferred from December)

[806 KAR 002:100](#). Disclosure of insurance premium surcharge. (Deferred from December)

[806 KAR 002:121](#). Repeal of 806 KAR 002:120 and 806 KAR 002:150. (Deferred from December)

Kinds of Insurance; Limits of Risk; Reinsurance

[806 KAR 005:011](#). Repeal of 806 KAR 005:010 and 806 KAR 005:020. (Deferred from December)

Real Estate Authority: Board of Home Inspectors

[815 KAR 006:001](#). Definitions for 815 KAR Chapter 6. Comments Received, SOC ext.; due 12-14-2018)

[815 KAR 006:010](#). Licensing requirements.(Comments Received, SOC ext.; due 12-14-2018)

[815 KAR 006:030](#). Standards of conduct, complaints, and discipline. (Comments Received, SOC ext.;

due 12-14-2018)

[815 KAR 006:040](#). Education requirements and providers. (Comments Received, SOC ext.; due 12-14-2018)

[815 KAR 006:101](#). Repeal of 815 KAR 006:020, 815 KAR 006:080, 815 KAR 006:090, and 815 KAR 006:100. (Comments Received, SOC ext.; due 12-14-2018)

CABINET FOR HEALTH AND FAMILY SERVICES: Office of Inspector General: Division of Health Care: Long-term Care

[900 KAR 002:021](#). Repeal of 900 KAR 002:020. (Deferred from November)

[900 KAR 002:040](#). Citations and violations; criteria and specific acts. (Comments Received, SOC ext.; due 12-14-2018)

Office of Inspector General: Division of Certificate of Need: Certificate of Need

[900 KAR 006:075 & E](#). Certificate of need nonsubstantive review. ("E" expires 3-24-2019) (Comments Received; SOC due 12-14-2018)

Department of Public Health: Food and Cosmetics

[902 KAR 045:005](#). Kentucky food code. (Comments Received, SOC ext.; due 12-14-2018)

[902 KAR 045:007](#). Repeal of 902 KAR 045:006 and 902 KAR 045:140. (Comments Received, SOC ext.; due 12-14-2018)

[902 KAR 045:090](#). Home-based processors and farmers market home-based microprocessors. (Comments Received, SOC ext.; due 12-14-2018)

Department for Medicaid Services: Division of Policy and Operations: Occupational, Physical, and Speech Therapy

[907 KAR 008:040](#). Coverage of occupational therapy, physical therapy, and speech-language pathology services provided by various entities. (Deferred from December)

Department for Community Based Services: Division of Protection and Permanency: Child Welfare

[922 KAR 001:010](#). Independent non-relative adoptions. (Comments Received, SOC ext.; due 12-14-2018)

[922 KAR 001:050](#). State funded adoption assistance. (Comments Received, SOC ext.; due 12-14-2018)

[922 KAR 001:100 & E](#). Public agency adoptions. ("E" expires 04-14-2019) (Comments Received, SOC ext.; due 12-14-2018)

[922 KAR 001:530](#). Post-adoption placement stabilization services. (Comments Received, SOC ext.; due 12-14-2018)