The following agenda may not take into consideration all of the administrative regulations that may be deferred by promulgating agencies. Deferrals may be made any time prior to or during the meeting.

*Updated: April 8, 2019, 3 p.m.*

Administrative Regulation Review Subcommittee
TENTATIVE Meeting Agenda
Tuesday, April 9, 2019, 1:00 PM
Annex Room 149

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

**FINANCE AND ADMINISTRATION CABINET**

**Teachers’ Retirement System**

*General Rules*

- **102 KAR 001:060.** Refunds. (Deferred from March)
- **102 KAR 001:163.** Collection of life insurance benefits. (Deferred from March)
- **102 KAR 001:168.** Survivor’s benefits. (Deferred from March)
- **102 KAR 001:320.** Qualified domestic relations orders. (Deferred from March)

**DEPARTMENT OF MILITARY AFFAIRS**

**Division of Emergency Management**

**Disaster and Emergency Services**

- **106 KAR 001:081.** Kentucky Emergency Response Commission (KERC) Tier II reporting and fee schedule requirements; Extremely Hazardous Substance (EHS) facility planning participation requirements.
- **106 KAR 001:091.** Kentucky Emergency Response Commission (KERC) fee account grant requirements for Local Emergency Planning Committees (LEPCs).
- **106 KAR 001:101.** Kentucky Emergency Response Commission (KERC) fee account grant requirements for state agencies.
- **106 KAR 001:111.** Kentucky Emergency Response Commission (KERC) fee account grant review committee.
- **106 KAR 001:121.** Kentucky Emergency Response Commission (KERC) fee account grant distribution formula.

**BOARDS AND COMMISSIONS**

**Board of Physical Therapy**

- **201 KAR 022:020.** Eligibility and credentialing procedure.

**KENTUCKY LOTTERY CORPORATION**

- **202 KAR 003:040.** Internal audit.
TOURISM, ARTS AND HERITAGE CABINET
Department of Fish and Wildlife Resources
  Game
  301 KAR 002:172. Deer hunting seasons, zones, and requirements. (Not Amended After Comments)
  301 KAR 002:178. Deer hunting on Wildlife Management Areas, state parks, other public lands, and federally controlled areas.

Hunting and Fishing
  301 KAR 003:022. License, tag, and permit fees.

GENERAL GOVERNMENT CABINET
Department of Agriculture
  Office of the Commissioner

EDUCATION AND WORKFORCE DEVELOPMENT CABINET
Kentucky Board of Education
  Department of Education
  General Administration
  702 KAR 001:160. School health services.

Office of Learning Support Services
  704 KAR 007:081. Repeal of 704 KAR 007:080.

PUBLIC PROTECTION CABINET
Kentucky Claims Commission
  Tax Appeals
  802 KAR 001:010. Tax appeal procedures. (Deferred from March)

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)

Horse Racing Commission
  Thoroughbred Racing
General

810 KAR 002:001. Definitions. (Amended After Comments) (Deferred from March)
810 KAR 002:010. Racing commission and administrative staff. (Deferred from January)
810 KAR 002:020. Thoroughbred and flat racing officials. (Deferred from January)
810 KAR 002:030. Chemical dependency. (Not Amended After Comments) (Deferred from March)
810 KAR 002:040. Stewards. (Deferred from January)
810 KAR 002:050. Judges and Standardbred racing officials. (Deferred from January)
810 KAR 002:060. Owners’ authorized agents and jockey agents. (Deferred from January)
810 KAR 002:070. Thoroughbred and other flat racing associations. (Not Amended After Comments) (Deferred from March)
810 KAR 002:080. Standardbred racing associations. (Deferred from January)

Licensing

810 KAR 003:001. Definitions. (Deferred from January)
810 KAR 003:010. Licensing of racing associations. (Deferred from January)
810 KAR 003:020. Licensing of racing participants. (Deferred from January)
810 KAR 003:030. Licensing totalizator companies. (Deferred from January)
810 KAR 003:040. Advance deposit account wagering. (Deferred from January)
810 KAR 003:050. Simulcast facilities. (Deferred from January)

Flat and Steeplechase Racing

810 KAR 004:001. Definitions. (Amended After Comments) (Deferred from March)
810 KAR 004:010. Horses. (Deferred from January)
810 KAR 004:020. Weights. (Amended After Comments) (Deferred from March)
810 KAR 004:030. Entries, subscriptions, and declarations. (Deferred from January)
810 KAR 004:040. Running of the race. (Deferred from January)
810 KAR 004:050. Claiming races. (Not Amended After Comments) (Deferred from March)
810 KAR 004:060. Objections and complaints. (Deferred from January)
810 KAR 004:070. Jockeys and apprentices. (Deferred from January)
810 KAR 004:080. Steeplechase racing. (Deferred from January)
810 KAR 004:090. Owners. (Deferred from January)
810 KAR 004:100. Trainers. (Deferred from January)

Standardbred Racing

810 KAR 005:001. Definitions. (Deferred from January)
810 KAR 005:010. Registration and identification of horses. (Deferred from January)
810 KAR 005:020. Eligibility and classification. (Deferred from January)
810 KAR 005:030. Claiming races. (Deferred from January)
810 KAR 005:040. Farm, corporate, or stable name. (Deferred from January)
810 KAR 005:050. Stakes and futurities. (Deferred from January)
810 KAR 005:060. Entries and starters. (Deferred from January)
810 KAR 005:070. Running of the race. (Deferred from January)
810 KAR 005:080. Harness racing and county fairs. (Deferred from January)

Pari-Mutuel Wagering

810 KAR 006:020. Calculation of payouts and distribution of pools. (Deferred from January)
Incentive and Development Funds

810 KAR 007:010. Backside improvement fund. (Deferred from January)
810 KAR 007:020. Kentucky thoroughbred breeders’ incentive fund. (Deferred from January)
810 KAR 007:030. Kentucky thoroughbred development fund. (Deferred from January)
810 KAR 007:040. Kentucky Standardbred development fund and Kentucky Standardbred breeders’ incentive fund. (Deferred from January)
810 KAR 007:060. Kentucky Quarter Horse, Paint Horse, Appaloosa, and Arabian development fund. (Deferred from January)
810 KAR 007:070. Violations, discipline, disputes, and investigation. (Deferred from January)

Medication Guidelines

810 KAR 008:010. Medication; testing procedures; prohibited practices. (Not Amended After Comments) (Deferred from March)
810 KAR 008:020. Drug, medication, and substance classification schedule and withdrawal guidelines. (Not Amended After Comments) (Deferred from March)
810 KAR 008:030. Disciplinary measures and penalties. (Deferred from January)
810 KAR 008:040. Out-of-competition testing. (Not Amended After Comments) (Deferred from March)
810 KAR 008:050. International medication protocol as condition of a race. (Not Amended After Comments) (Deferred from March)
810 KAR 008:060. Post-race sampling and testing procedures. (Deferred from January)

Hearings and Appeals

810 KAR 009:010. Hearings, reviews and appeals. (Not Amended After Comments) (Deferred from March)

Harness Racing


Quarter Horse, Paint Horse, Appaloosa, and Arabian Racing

CABINET FOR HEALTH AND FAMILY SERVICES
Office of Inspector General: Division of Certificate of Need
Certificate of Need
900 KAR 006:075 & E. Certificate of need nonsubstantive review. ("E" expires 04-25-2019) (Amended After Comments) (Deferred from February)

Office of Health Data and Analytics: Division of Analytics
Data Reporting and Public Use Data Sets
900 KAR 007:030. Data reporting by health care providers. (Deferred from March)

Division of Health Benefit Exchange
Kentucky Health Benefit Exchange
900 KAR 010:021. Repeal of 900 KAR 010:010, 900 KAR 010:020, and 900 KAR 010:110. (Deferred from March)

Department for Public Health
Division of Maternal and Child Health
Kentucky Birth Surveillance Registry

Office of Inspector General
Division of Healthcare
Health Services and Facilities

Division of Program Integrity
907 KAR 005:005. Health Insurance Premium Payment (HIPP) Program. (Not Amended After Comments)

Division of Fiscal Management
Hospital Service Coverage and Reimbursement
907 KAR 010:820 & E. Disproportionate share hospital distributions. ("E" expires 06-26-2019) (Amended After Comments)

Department for Community Based Services
Division of Protection and Permanency
Child Welfare
922 KAR 001:140. Foster care and adoption permanency services. (Amended After Comments)
922 KAR 001:305. Licensure of child-caring facilities and child-placing agencies. (Amended After Comments)
922 KAR 001:400. Supporting services. (Not Amended After Comments)
922 KAR 001:565. Service array for a relative or fictive kin caregiver. (Amended After Comments)

Daycare
922 KAR 002:160 & E. Child Care Assistance Program. ("E" expires 06-26-2019) (Amended After Comments)
3. REGULATIONS REMOVED FROM APRIL’S AGENDA

EDUCATION AND WORKFORCE DEVELOPMENT CABINET
   Education Professional Standards Board
   Administrative Certificates
   016 KAR 003:090. Certifications for advanced educational leaders. (Deferred from February)

STATE BOARD OF ELECTIONS
   Forms and Procedures
   31 KAR 004:120. Additional and emergency precinct officers. (Not Amended After Comments) (Deferred from April)

FINANCE AND ADMINISTRATION CABINET
   Department for Facilities and Support Services
   State-Owned Buildings and Grounds
   200 KAR 003:020 & E. Use of State-Owned facilities and grounds. (“E” expires 08-03-2019) (Comments Received; SOC ext., due 04-15-2019)

BOARDS AND COMMISSIONS
   Board of Accountancy
   201 KAR 001:290. Standards of Practice. (Deferred from April)
   201 KAR 001:310. Expungement of minor violation. (Deferred from April)

   Board of Medical Licensure
   201 KAR 009:270. Professional standards for prescribing or dispensing Buprenorphine Mono-Product or Buprenorphine Combined with Naloxone. (Comments Received; SOC due 03-15-2019) (Withdrawn by Agency; 03-14-2019)

   Board of Social Work
   201 KAR 023:150. Complaint procedure, disciplinary action, and reconsideration. (Deferred from December)

KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM
   Board of Emergency Medical Services
   202 KAR 007:520. Allocation of block grant funding assistance for emergency medical services. (Deferred from April)
   202 KAR 007:575. Posting of fee schedules of licensed ambulance providers. (Deferred from April)

TRANSPORTATION CABINET
   Department of Vehicle Regulation
   Division of Driver Licensing
   601 KAR 002:030 & E. Ignition interlock. (“E” expires 08-07-2019) (Not Amended After Comments)
EDUCATION AND WORKFORCE DEVELOPMENT CABINET
Kentucky Board of Education
Department of Education
Academic Standards
704 KAR 008:060. Required Academic Standards for Social Studies. (Comments Received, SOC due 04-15-2019)

LABOR CABINET
Department of Workers’ Claims
803 KAR 025:270 & E. Pharmaceutical formulary. (“E” expires 06-25-2019) (Amended After Comments) (Deferred from April)

PUBLIC PROTECTION CABINET
Department of Insurance
Surplus Lines
806 KAR 010:030. Surplus lines reporting and tax payment structure. (Amended After Comments) (Deferred from March)

Department of Financial Institutions
Administration
808 KAR 001:180. Use of special restricted funds. (Deferred from February)

CABINET FOR HEALTH AND FAMILY SERVICES
Office of Inspector General
Division of Healthcare
Health Services and Facilities
902 KAR 020:111. Medically managed intensive inpatient withdrawal management. (Comments Received; SOC ext., due 05-15-2019)

Department of Medicaid Services
Division of Policy and Operations
Medicaid Services
907 KAR 001:022. Nursing facility services and intermediate care facility for individuals with an intellectual disability. (Comments Received; SOC ext. due 05-15-2019)
907 KAR 001:330. Hospice services. (Deferred from April)
907 KAR 001:340. Reimbursement for hospice services. (Deferred from April)
907 KAR 001:441. Repeal of 907 KAR 001:436. (Deferred from April)
907 KAR 001:755. Preadmission Screening and Resident Review Program. (Comments Received; SOC ext. due 05-15-2019)

Payments and Services
907 KAR 003:170. Telehealth service coverage and reimbursement. (Died 03-15-2019, SOC not turned in by deadline)

Department for Behavioral Health, Developmental and Intellectual Disabilities
Division of Behavioral Health
Substance Abuse

908 KAR 001:341. Repeal of 908 KAR 001:340. (Deferred from March)
908 KAR 001:370. Licensing procedures, fees, and general requirements for nonhospital-based alcohol and other drug treatment entities. (Comments Received, SOC ext., due 4-15-2019)
908 KAR 001:372. Licensure of residential alcohol and other drug treatment entities. (Comments Received, SOC ext., due 4-15-2019)
908 KAR 001:374. Licensure of nonhospital-based outpatient alcohol and other drug treatment entities. (Comments Received, SOC ext., due 4-15-2019)

Office for Children with Special Health Care Needs

Aging Services

911 KAR 001:010. Application to office for children with special health care needs clinical programs. (Comments Received; SOC ext., due 05-15-2019)
911 KAR 001:020. Billing and fees. (Comments Received; SOC ext., due 05-15-2019)
911 KAR 001:060. Office for children with special health care needs medical staff. (Comments Received; SOC ext., due 05-15-2019)
911 KAR 001:071. Repeal of 911 KAR 001:070 and 911 KAR 001:080. (Deferred from April)

Department for Community Based Services

Division of Family Support

K-TAP, Kentucky Works, Welfare to Work, State Supplementation

921 KAR 002:015 & E. Supplemental programs for persons who are aged, blind, or have a disability. (“E” expires 07-27-2019) (Comments Received, SOC ext., due 4-15-2019)