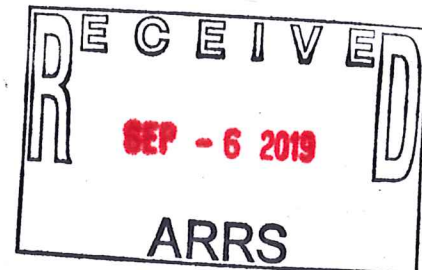


MATTHEW G. BEVIN
GOVERNOR



501 HIGH STREET, 3RD FLOOR
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PHONE: (502) 564-7430
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[HTTPS://PERSONNEL.KY.GOV](https://personnel.ky.gov)

THOMAS B. STEPHENS
SECRETARY



August 23, 2019

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

Re: **101 KAR 2:102**. Classified leave general requirements.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 101 KAR 2:102, the Personnel Cabinet proposes the attached amendment to 101 KAR 2:102.

Sincerely,

Thomas B. Stephens
Secretary

Attachment

Staff-suggested Amendment

**Final Version 8/22/2019 9:53 a.m.
PERSONNEL CABINET**

101 KAR 2:102. Classified leave general requirements.

Page 1

RELATES TO paragraph

Line 5

After "18A.990," insert "61.373."

After "61.394," delete "61.673,".



Commonwealth of Kentucky
Finance and Administration Cabinet

DEPARTMENT OF REVENUE

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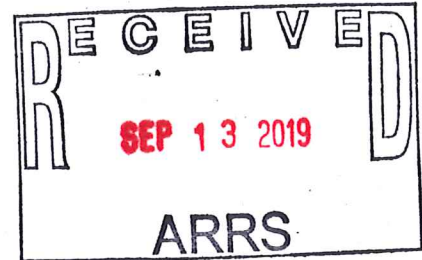
Matthew G. Bevin
Governor

William M. Landrum III
Cabinet Secretary

Daniel P. Bork
Commissioner

September 12, 2019

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



Re: **103 KAR 25:131**. Current month accelerated payment of sales and use taxes by larger taxpayers.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 103 KAR 25:131, the Department of Revenue proposes the attached amendment to 103 KAR 25:131.

Kind regards,

Lisa S. Swiger, Tax Policy Research Consultant II
Office of Tax Policy and Regulation
Department of Revenue
501 High Street, St 1
Frankfort, Kentucky 40601

lcs
Cc: file

**Suggested Amendment
FINANCE AND ADMINISTRATION CABINET
Department of Revenue**

103 KAR 25:131. Current month accelerated payment of sales and use taxes by larger taxpayers.

Page 1

RELATES TO

Line 5

After "KRS", insert "131.183".

Page 1

STATUTORY AUTHORITY

Line 6

After "KRS 131.130", insert ", 139.590".

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 7

After "CONFORMITY:", insert the following:

KRS 131.130(1) authorizes the department to promulgate administrative regulations for the administration and enforcement of tax laws in this state.

Delete "In order".

Capitalize the first letter of "to", immediately following.

Line 8

After "KRS 139.590", insert "authorizes".

Delete "permits".

Line 9

After "discretion, to", insert "permit or".

Lines 9-10

After "This administrative regulation", insert "establishes".

Delete "prescribes".

Page 2

Section 2

Line 2

After "department shall notify", delete "such".

Line 4

After "the first", delete "such".

Page 3

Section 5

Line 17



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Finance and Administration Cabinet

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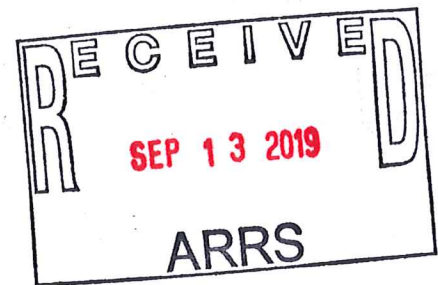
Matthew G. Bevin
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September 12, 2019

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



Re: **103 KAR 26:070**. Contractors.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 103 KAR 26:070, the Department of Revenue proposes the attached amendment to 103 KAR 26:070.

Kind regards,

Lisa S. Swiger, Tax Policy Research Consultant II
Office of Tax Policy and Regulation
Department of Revenue
501 High Street, St 1
Frankfort, Kentucky 40601

lcs
Cc: file

**Suggested Amendment
FINANCE AND ADMINISTRATION CABINET
Department of Revenue**

103 KAR 26:070. Contractors.

Page 1

RELATES TO

Line 5

After "139.340," insert "139.660".

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 8

After "to promulgate administrative regulations", insert the following:
for the assessment, collection, refunding, administration, and enforcement of
Kentucky tax laws. This administrative regulation interprets

Delete "to interpret".

Line 9

After "involving contractors", insert ", subcontractors, and contractor-retailer's".

Page 1

Section 1(1)

Line 10

After "Construction contract", and the opening quotation marks, delete "as used herein".

After "means a contract", insert "(a) 1.".

Capitalize the first letter of "for", immediately following.

Line 11

After "structure on land", insert a semicolon.

After "or", immediately following, insert "2.".

Capitalize the first letter of "replacing".

Line 12

After "to real property", insert a semicolon.

After "and", immediately following, insert "(b) 1.".

Capitalize the first letter of "includes".

Line 13

After "materials contracts", insert "; and 2.".

Delete ". "Construction contract"".

Capitalize the first letter of "includes".

Page 1

Section 1(2)(a)

Line 16

After "subcontractor", and the closing quotation marks, insert "means".

Delete "are used herein in".

Line 17

After "the terms and", insert "includes".

Delete "include".

Page 2

Section 1(2)(b)

Line 16

After "(b)", delete "The terms".

After the opening quotation marks, capitalize the first letter of "contractor".

After "subcontractor", and the closing quotation marks, delete "as used herein".

Page 2

Section 1(3)

Line 18

After "(3)", delete "The term".

After the opening quotation marks, capitalize the first letter of "contractor".

Line 19

After "business", insert a comma.

After "or equipment", insert a comma.

Line 21

After "own construction work", insert a comma.

Line 22

After "machinery, appliances", insert a comma.

Page 3

Section 1(4)

Line 6

After "accessories", insert a comma.

Page 3

Section 1(5)

Line 21

After "(5)", delete "The term".

After the opening quotation marks, capitalize the first letter of "improvements".

After "real estate", and the closing quotation marks, insert "means".

Lines 21-22

Delete the following:

as used in this administrative regulation includes, but is not limited to

Line 22

After "improvements", insert "such as those made".

Page 4

Section 1(6)

Line 6

After "(6)", delete "The term".

After the opening quotation marks, capitalize the first letter of "materials".

Pages 4 and 5

Section 2(1)

Line 23 and Line 1

After "or repairing", insert "the".

Delete "such".

Page 5

Section 3

Line 9

After "partnership", insert a comma.

Line 11

After "tax permit and", delete "such".

Page 5

Section 4

Lines 13-14

After "business operated, a contractor-retailer", insert "shall".

Delete "must".

After "make", insert "an".

Lines 16-17

After "for resale in", insert "their".

Delete "its".

Lines 17-18

After "any items that", insert "they regularly hold".

Delete "it regularly holds".

Line 18

After "in stock", insert "if they do".

Delete "when it does".

After "purchase whether", insert "the".

Delete "such".

Line 19

After "resold or used in", insert "their".

Delete "its".

Page 5

Section 5(1)

Line 21

After "of the use tax", delete the comma.

Line 23

After "permit and", insert "shall".

Delete "is", immediately following.

After "not", delete "entitled to".

Page 6

Section 5(2)

Line 2

After "The supplier", insert "shall".

Delete "is", immediately following.

After "not", delete "to", immediately following.

Line 3

After "permit.", insert "These".

Delete "Such".

Line 4

After "Tax Return.", insert "The supplier shall not".

Delete the following:

Nor is the supplier to

Line 5

After "exception to this rule", delete the comma.

Line 6

After "to be used by", insert "the".

Delete "such".

After "his", insert "or her".

Page 6

Section 5(3)

Line 8

After "who purchases", insert the following:

tangible personal property or digital property

Delete "such items".

Line 9

After "report and pay", insert "the".

Delete "such".

Line 10

After "based upon", insert "the".

Delete "its".

Page 6

Section 6

Line 12

After "supplies.", insert "If".

Delete "In the event".

Line 14

After "material or supplies", insert "they".

Delete "it".

After "used in", insert "their".

Delete "its".

Lines 14-15

After "purchase price", delete "to it".

Line 15

After "the manufacture of", insert "the".

Delete "such".

Page 6

Section 7

Line 17

After "Any contractor-retailer", insert "without a".

Delete "who has no".

Line 18

After "which", insert "they".

Delete "he".

After "regularly", insert "operate".

Delete "operates".

Page 6

Section 8

Line 21

After "certain common", delete "contractor".

After "scenarios", insert "encountered by contractors".

Page 6

Section 8(1)

Line 23

After "use tax on", insert "the".

Delete "its".

Page 7

Section 8(1)

Lines 1-2

After "charge to", insert "the".

Delete "its".

Page 7

Section 8(2)

Line 3

After "An entity", insert "which installs".

Delete the following:

contracts for the installation of

Line 4

After "use tax on", insert "their".

Delete "its".

Line 6

After "separate charge to", insert "the".

Delete "its".

Page 7

Section 8(3)

Line 9

After "use tax on", insert "their".

Delete "its".

Line 11

After "separate charge to", insert "the".

Delete "its".

Page 7

Section 8(4)

Line 12

After "freestanding refrigerator", insert "is".

Line 13

After "certificate for", insert "the".

Delete "its".

Line 14

After "The contractor-retailer", insert "shall".

Delete "would".



Commonwealth of Kentucky
Finance and Administration Cabinet

DEPARTMENT OF REVENUE

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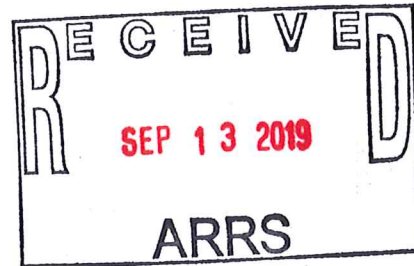
Matthew G. Bevin
Governor

William M. Landrum III
Cabinet Secretary

Daniel P. Bork
Commissioner

September 12, 2019

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



Re: 103 KAR 26:090. Veterinarians and pet care service providers

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 103 KAR 26:090, the Department of Revenue proposes the attached amendment to 103 KAR 26:090.

Kind regards,

Lisa S. Swiger, Tax Policy Research Consultant II
Office of Tax Policy and Regulation
Department of Revenue
501 High Street, St 1
Frankfort, Kentucky 40601

lcs

Cc: file

**Suggested Amendment
FINANCE AND ADMINISTRATION CABINET
Department of Revenue**

103 KAR 26:090. Veterinarians and pet care service providers.

Page 1

TITLE

Line 4

After "pet care", insert "service".

Page 1

RELATES TO

Line 5

After "139.480", insert ", 42 U.S.C. 12101".

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 11

After "veterinarians", insert the following:
and pet care service providers

Page 1

Section 1(1)

Line 13

After "other companion animals", insert "such as".
Delete the following:
including, but not limited to,

Page 1

Section 1(2)

Line 15

After "means", insert ":(a)".
Capitalize the first letter of "all".

Line 17

After "services provided", insert the following:
; and
(b) Does not include veterinary services that are excluded under KRS 139.200

Page 2

Section 2(2)(g)

Line 7

After "(g)", insert "Surgical procedures".

Delete "Performing surgeries".

Page 2

Section 2(2)(h)

Line 8

After "(h)", insert "Prescriptions for".
Delete "Prescribing".

Page 2

Section 3

Lines 13-14

After "The list in this", insert "section".
Delete "subsection".

Page 2

Section 3(1)

Line 16

After "Birds", insert the following:
except poultry and ratite birds

Page 3

Section 4(1)

Line 6

After "or digital property", insert ", which is".
After "for resale to", insert "an".
Delete "the", immediately following.
After "end customer", insert a comma.

Line 7

After "Examples include", insert the following:
items such as: (a) Items sold at retail, such as
Delete the following:
, but are not limited to,

Line 8

After "collars and toys", insert ";(b)

Lines 8 -9

Delete the following:
sold at retail along with the

Line 9

Capitalize the first letter of "medicines".

Line 10

After "with the animal", insert "; and (c)".
Delete the following:
. Small animal veterinary services providers may also purchase

Capitalize the first letter of "food".

Insert "supplied", immediately following.

Lines 10-11

Delete "they supply".

Page 3

Section 4(2)

Line 15

After "An example of", insert "a service".

Delete "services".

After "for resale", insert "is a".

Delete "are", immediately following.

After "lab-testing", insert "service".

Lines 15-16

Delete the following:

services where a laboratory is billing its services to a small animal veterinary service provider

Line 16

After "which", insert "is".

After "requested", insert the following:

by a small animal veterinary service provider

Delete "the service".

Line 17

After "specific customer.", insert the following:

The bill from the laboratory to the small animal veterinary service provider shall indicate the service performed for the specific customer.

After "The resale exemption", delete "for services".

Line 18

After "resold", insert "by the provider".

Page 3

Section 4(3)

Line 20

After "Form 51A26) for", insert "the".

Delete "these".

Page 3

Section 4(4)

Line 22

After "Small animal veterinary", insert "service".

Page 4

Section 4(4)

Line 2

After "items include", insert "items such as".

Delete the following:

, but are not limited to,

Page 5

Section 7(1)

Line 3

After "Any person, including", insert "a veterinarian".

Delete "veterinarians".

Page 5

Section 7(2)

Line 5

After "services include", insert "services such as".

Delete the following:

, but are not limited to,

Page 5

Section 7(3)(a)

Line 10

After "include", insert "items such as".

Lines 10-11

Delete the following:

, but are not limited to,

Page 5

Section 7(3)(b)

Line 13

After "include", insert "items such as".

Delete the following:

, but are not limited to,

Page 5

Section 8(2)

Line 19

After "(ADA)", insert the following:

, 42 U.S.C. 12101 et. seq. and any amendments to the act,



Commonwealth of Kentucky
Finance and Administration Cabinet

DEPARTMENT OF REVENUE

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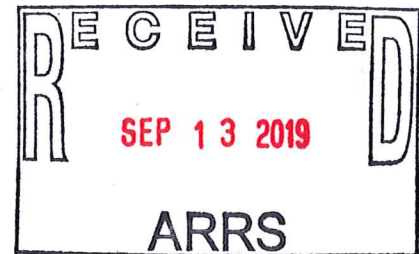
Matthew G. Bevin
Governor

William M. Landrum III
Cabinet Secretary

Daniel P. Bork
Commissioner

September 12, 2019

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



Re: **103 KAR 27:180**. Vending Machines

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 103 KAR 27:180, the Department of Revenue proposes the attached amendment to 103 KAR 27:180.

Kind regards,

Lisa S. Swiger, Tax Policy Research Consultant II
Office of Tax Policy and Regulation
Department of Revenue
501 High Street, St 1
Frankfort, Kentucky 40601

lcs
Cc: file

SUGGESTED AMENDMENT

**FINANCE AND ADMINISTRATION CABINET
Department of Revenue**

103 KAR 27:180. Vending machines.

Page 1

STATUTORY AUTHORITY

Line 6

After "131.130", insert "(1)".

Page 1

Section 1

Line 12

After "is defined", insert "by".

Delete "in".

Page 1

Section 2

Line 13

After "vending machines", insert "that".

Delete "which".

Page 2

Section 4

Line 8

After "following form", insert "shall".

Delete "must".

Page 2

Section 5

Line 13

After "property dispensed,", delete "they may compute".

Line 14

After "liability for the tax", insert "may be computed".

Page 2

Section 6

Line 15

After "complete records", insert "shall".

Delete "must".

Line 17

After "for sale through", insert "each".

Delete "such".



Commonwealth of Kentucky
Finance and Administration Cabinet

DEPARTMENT OF REVENUE

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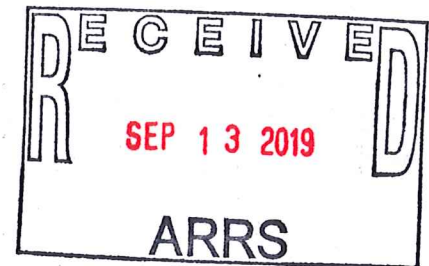
Matthew G. Bevin
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Daniel P. Bork
Commissioner

September 12, 2019

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



Re: 103 KAR 28:010. Admissions

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 103 KAR 28:010, the Department of Revenue proposes the attached amendment to 103 KAR 28:010.

Kind regards,

Lisa S. Swiger, Tax Policy Research Consultant II
Office of Tax Policy and Regulation
Department of Revenue
501 High Street, St 1
Frankfort, Kentucky 40601

lcs
Cc: file

Final: 9/12/19

SUGGESTED AMENDMENT

**FINANCE AND ADMINISTRATION CABINET
Department of Revenue**

103 KAR 28:010. Admissions.

Page 1

RELATES TO

Line 5

After "KRS", insert "138.480".

Line 6

After "139.495", insert ", 139.498, 229.031".

Page 1

STATUTORY AUTHORITY

Line 7

After "131.130", insert "(1)".

Page 1

Section 1

Line 12

After "is defined", insert "by".

Delete "in".

After "139.010", insert "(1)".

Page 1

Section 2(2)

Line 17

After "as provided", insert "by".

Delete "under".

After "139.010", insert "(1)(b)".

Page 1

Section 2(3)

Line 18

After "defined", insert "by".

Delete "in".

After "139.482", insert "(1)".

Page 1

Section 2(4)

Line 20

After "139.495", insert "(2)(a)5".

Page 2

Section 2(5)

Line 1

After "139.498", insert "(1)(a)".

Page 2

Section 2(6)

Line 3

After "229.031", insert "(1)".

Page 2

Section 3(1)

Line 4

After "(1)", insert "(a)".

Line 9

After "exemption applies.", insert "(b)".

Page 2

Section 3(1)(a)-(i)

Lines 11, 12, 13, 14, 16, 17, 19, 20, 21

Renumber paragraphs "(a)" through "(i)" as subparagraphs "1." through "9".

Page 2

Section 3(1)(d) (now renumbered as Section 3(1)(b)4)

Line 14

After "designation,", insert "such as".

Delete the following:

including but not limited to,

Page 2

Section 3(1)(f) (now renumbered as Section 3(1)(b)6)

Line 17

After "training,", insert "such as".

Delete the following:

including but not limited to,

Page 2

Section 3(1)(g) (now renumbered as Section 3(1)(b)7)

Line 19

After "Music", lowercase "Lessons".

Page 3

Section 3(2)(c)

Line 2

After "rentals,", insert "such as".

Delete the following:

including but not limited to,

Page 4

Section 4(14)

Line 1

After "spaces", insert "such as".

Delete the following:

including but not limited to

Page 4

Section 4(30)

Line 18

After "(30)", insert "Theaters".

Delete "Theatres".

Page 5

Section 6(4)

Line 9

After "advertising", insert "that".

Delete "which".



MATTHEW G. BEVIN
Governor

**FINANCE AND ADMINISTRATION CABINET
DEPARTMENT OF REVENUE
OFFICE OF TAX POLICY AND REGULATION**
501 HIGH STREET, STATION 1
FRANKFORT, KENTUCKY 40601
Phone (502) 564-0926
Fax (502) 564-9565
www.revenue.ky.gov

WILLIAM M. LANDRUM III
Secretary

DANIEL P. BORK
Commissioner

September 12, 2019

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



Re: **103 KAR 30:170**. Containers, wrapping, and packing materials.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 103 KAR 30:170, the Department of Revenue proposes the attached amendment to 103 KAR 30:170.

Kind regards,

Lisa S. Swiger, Tax Policy Research Consultant II
Office of Tax Policy and Regulation
Department of Revenue
501 High Street, St 1
Frankfort, Kentucky 40601

lcs
Cc: file

Staff-suggested Amendment

**Final Version 8/22/2019 3:37 p.m.
FINANCE AND ADMINISTRATION CABINET
Department of Revenue**

103 KAR 30:170. Containers, wrapping, and packing materials.

Page 1

Section 1(1)

Line 12

After "Definitions. (1)", insert ""Containers"".
Delete "The term containers".

Page 1

Section 1(2)

Line 16

After "defined in", insert "subsection (3) of this section".
Delete "Section 2 of this administrative regulation".

Page 1

Section 1(3)

Line 20

After "are milk bottles,", insert "steel".
Delete "steels".

Page 3

Section 4(2)

Line 13

After "Labels, name plates", insert ".".

Page 3

Section 4(3)

Line 16

After "Price tags, shipping tags", insert ".".

After "tax due", insert "may".
Delete "shall be permitted to".

Page 3

Section 6

Line 21

After "continue", insert "this".
Delete "such".

Line 22

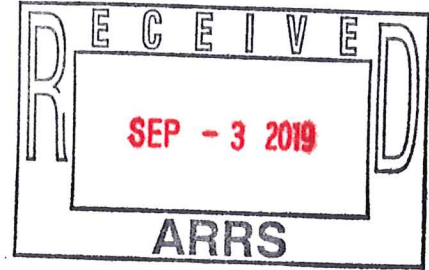
After "be relieved of", insert "the".
Delete "such".



Matthew G. Bevin
Governor

Julie M. Campbell
Administrator

September 3, 2019



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

Re: **201 KAR 12:030** – Licensing, Permits and Examinations.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 201 KAR 12:030, the Kentucky Board of Cosmetology proposes the attached amendments to 201 KAR 12:030.

Sincerely,

Julie M. Campbell, Board Administrator

Kentucky Board of Cosmetology

111 St. James Court, St. A, Frankfort, KY 40601

**Suggested Amendment
BOARDS AND COMMISSIONS
Board of Cosmetology**

201 KAR 12:030. Licensing, permits, and examinations.

Page 1

RELATES TO

Line 5

After "317A.060", insert "317A.145".

Page 6

Section 9(1)

Line 11

After "apply for a license", insert "by submitting".
Delete "using".

Lines 11-12

After "and the", insert "following".

Line 12

After "documentation", delete "listed below".

Page 7

Section 9(3)

Line 1

After "shall", insert "submit".
Delete "use".
After "Apprentice Instructor", insert "License".
After "provide the", insert "following".

Lines 1-2

After "documentation", delete "listed below".

Page 7

Section 10(1)(a)

Line 18

After "eligible to", insert "retake".
Delete "retaking".

Page 9

Section 11(3)

Line 6

After "restoration fee", insert the following:
as set forth in 201 KAR 12:260

Line 7

After "per license restored," insert "along".

Lines 7-8

Delete the following:

, as set forth in 201 KAR 12:260, together

Page 13

Section 20(1)(a)

Line 13

After "Application", and the closing quotation marks, and the comma, insert "June 2019".

Delete "October 2018".

Page 13

Section 20(1)(e)

Line 17

After "Examination", and the closing quotation marks, and the comma, insert "June".

Delete "January".

Page 13

Section 20(1)(h)

Line 20

After "Instructor", insert "License".

SUMMARY OF MATERIAL INCORPORATED BY REFERENCE & MATERIAL INCORPORATED BY REFERENCE

The agency needs to file at the time that it files this staff suggested amendment:

- One (1) clean copy of the Restoration Application with the June 2019 edition date
- One (1) dirty copy of the existing January 2019 Restoration Application marked up showing the changes made to the application
- One copy of a corrected Summary of Material Incorporated by Reference
Page:
 - Paginated as page 22
 - Updates the version filed with the administrative regulation to include the Restoration Application

SUMMARY OF MATERIAL INCORPORATED BY REFERENCE

"License Application" is a new form that will be required for all first-time applicants. Under a previous system, applicants submitted required documentation and were approved or denied to take the licensing examination. Passing the examination resulted in automatic issuance of a license. This new form changes the application process to more align with KRS 317.050, which does not allow issuance of a license without first providing proof of a passing examination score. It is better practice for the Board to approve or deny a completed application for licensure following examination than to preapprove licensure on a condition of passing the exam. This form also helps ensure the Board obtains accurate identification documentation instead of relying on cosmetology schools to provide those documents. "Out of State Transfer Application" is the form required for the Board to issue a reciprocal Kentucky license to an applicant possessing a license from another state with comparable licensing standards. "Application for Examination" is the form required so that the Board can assign the applicant to a testing center for licensing examination. "Salon Application" is the form required to open a salon in Kentucky. "Limited Beauty Salon Application" is the form required to open a limited beauty salon in Kentucky. "Apprentice Instructor License Application" is the form required for an applicant to receive a license to be an apprentice instructor. "Restoration Application" is the form required to restore an expired license for all personal license and permits.

SUMMARY OF CHANGES TO MATERIAL INCORPORATED BY REFERENCE

"License Application" is a new form. All other forms contain technical changes relating to the instructions to complete the forms. Previous versions of the forms required applicants to submit the forms to specific state employees and referred to those employees by their employee title. References to those employee titles have been removed to provide greater staffing flexibility as to which staff members can receive and process these forms.

**Kentucky Board of
Cosmetology**



111 St. James Ct. , Suite A • Frankfort, KY 40601 • (502)-564-4262 • www.KBC.ky.gov

Restoration Application

Personal Licenses/Permits

☐ Cosmetologist ☐ Nail Technician ☐ Esthetician

☐ Instructor: ☐ Blow Drying Services

Permit: ☐ Threading ☐ Eyelash Artistry ☐ Makeup Artistry

Personal License/Permit Fees

Individual licenses/permits: To restore an expired license, payment of the licensing fee **and** the restoration fee for each of the expired years up to a maximum of 5 years must be submitted.

License Fee: \$50.00 **Restoration Fee:** \$50.00 per year

\$ 50.00 x ___ yr(s) expired= \$ _____ + \$ 50.00= \$ _____
Total Due

Please note: Any license/permit that was not renewed by July 31st of the current year is calculated as one (1) year expired.

Applicant is required to provide ALL requested information and a copy of their government issued photo identification with this application. Incomplete applications will be returned.

Name: _____
First Middle/Maiden Last

Address: _____
Street Address

City State Zip Code

License Number: _____ Social Security Number: _____ Birth Date: _____

Phone Number: _____ Email Address: _____

Have you been convicted of a felony? ☐ Yes ☐ No

I understand that withholding information requested on a KBC application, or giving false or misleading information, may be reason for denial of examination and/or licensure with the Kentucky Board of Cosmetology. I certify that all the information and statements I have provided in this application are current, correct, and complete to the best of my knowledge.

Signature of Applicant: _____ Date: _____

For KBC Use Only: Date Expired: _____ Date Processed: _____ Application #: _____

**Kentucky Board of
Cosmetology**



111 St. James Ct. , Suite A • Frankfort, KY 40601 • (502)-564-4262 • www.KBC.ky.gov

Restoration Application

Personal Licenses/Permits

☐ Cosmetologist ☐ Nail Technician ☐ Esthetician

☐ Instructor: ☐ Blow Drying Services

Permit: ☐ Threading ☐ Eyelash Artistry ☐ Makeup Artistry

Personal License/Permit Fees

Individual licenses/permits: To restore an expired license, payment of the ~~restoration fee and the licensing fee for each of~~ the expired years must be submitted.

License Fee: \$50.00 **Restoration Fee:** \$50.00

\$ 50.00 x ___ yr(s) expired= \$ _____ + \$ 50.00= \$ _____
Total Due

Please note: Any license/permit that was not renewed by July 31st of the current year is calculated as one (1) year expired.

Applicant is required to provide ALL requested information and a copy of their government issued photo identification with this application. Incomplete applications will be returned.

Name: _____
First Middle/Maiden Last

Address: _____
Street Address

City State Zip Code

License Number: _____ Social Security Number: _____ Birth Date: _____

Phone Number: _____ Email Address: _____

Have you been convicted of a felony? ☐ Yes ☐ No

I understand that withholding information requested on a KBC application, or giving false or misleading information, may be reason for denial of examination and/or licensure with the Kentucky Board of Cosmetology. I certify that all the information and statements I have provided in this application are current, correct, and complete to the best of my knowledge.

Signature of Applicant: _____ Date: _____

For KBC Use Only: Date Expired: _____ Date Processed: _____ Application #: _____

Agency Am.



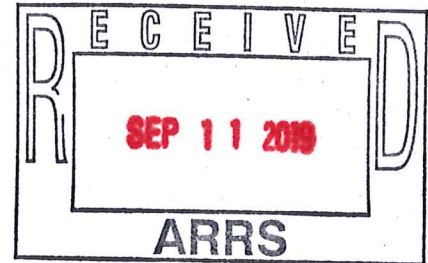
Matthew G. Bevin

Governor

Julie M. Campbell

Administrator

Ms. Emily Caudill, Regulations Compiler
Legislative Research Commission
029, Capitol Annex
702 Capitol Avenue
Frankfort, Kentucky 40601



Dear Ms. Caudill:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by **201 KAR 12:030**, the Kentucky Board of Cosmetology proposes the attached agency amendment to 201 KAR 12:030.

Sincerely,

Marc Manley

Marc Manley, Board Counsel
Kentucky Board of Cosmetology
111 St. James Ct. A
Frankfort, Kentucky 40601

**Agency Amendment
BOARDS AND COMMISSIONS
Board of Cosmetology**

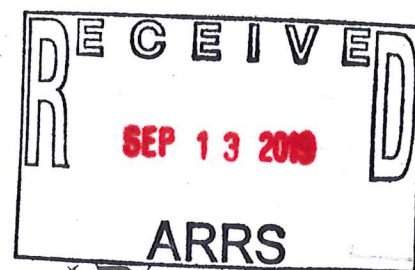
201 KAR 12:030. Licensing, permits, and examinations.

Page 11

Section 14(4)

Line 9

After "administrator", insert ", or their designee".



Kentucky Board of Embalmers and Funeral Directors

Board Members

H. E. "Beaver" Corder, II
Morris Coffey
Roth Mason
Greg Lakes
J. O. "Hap" Strunk

9114 Leesgate Rd Ste 4
Louisville KY, 40222
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800-866-3256
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Staff Members

Christi Moffett, Executive Director
Julie Peoples, Administrative Assistant
Dale Powell, Division Director-Inspector

September 13, 2019

Ms. Emily Caudill
Regulations Compiler
Legislative Research Commission
700 Capitol Avenue
Frankfort, KY 40601

Re: Administrative Regulations of the
Kentucky Board of Embalmers and Funeral Directors

Dear Regulations Compiler:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 201 KAR 015:010, .. 201 KAR 015:030, 201 KAR 015:040, 201 KAR 015:050, 201 KAR 015:080, 201 KAR 015:110, 201 KAR 015:120, and 201 KAR 015:125, the Board of Embalmers and Funeral Directors proposes the attached staff suggested amendments to these administrative regulations.

Thank you for your time and consideration.

Respectfully submitted,

/s/ *David C. Trimble*

David C. Trimble
Board Counsel



Staff-suggested Amendment
Final Version 9/12/2019 3:20 p.m.
BOARDS AND COMMISSIONS
Board of Embalmers and Funeral Directors

201 KAR 15:010. Definitions.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 7

After "NECESSITY, FUNCTION, AND CONFORMITY:", insert the following:

KRS 316.210(1) authorizes the Kentucky Board of Embalmers and Funeral Directors to promulgate administrative regulations to carry out and enforce the provisions of KRS Chapter 316.

Page 1

Section 1(2)(a)

Line 15

After "with the apprentice", insert "; and".

Delete ", and:".

Page 1

Section 1(3)

Line 17

After ""Establishment Manager"", insert "means".

Delete the following:

"as required by KRS 316.125(4), shall be".

Page 2

Section 1(4)

Line 3

After "(4)", insert the following:

"Full-time for an apprentice"

Delete the following:

""Full time" for an apprentice".

Staff-suggested Amendment

**Final Version 9/12/2019 3:21 p.m.
BOARDS AND COMMISSIONS
Board of Embalmers and Funeral Directors**

201 KAR 15:030. Fees.

Page 2

Section 8(2)

Lines 11 and 12

After "(2) A fee of", insert "sixty (60)".

Delete "\$60".

After "Chapter 316 or these", insert "administrative".

After "draft, money order", insert "£".

Staff-suggested Amendment

**Final Version 9/12/2019 3:22 p.m.
BOARDS AND COMMISSIONS
Board of Embalmers and Funeral Directors**

201 KAR 15:040. Examination.

Page 1

STATUTORY AUTHORITY

Line 6

After "KRS", insert "316.030".

Page 2

Section 1(4)

Lines 6 and 7

After "(4)", insert "An".

Delete "Any".

After "in the manner", insert "for which".

Delete "of giving".

After "examination by the board", insert "is given".

Page 2

Section 1(4)(b)

Line 11

After "(b)", insert "An".

Delete "Any".

Staff-suggested Amendment

**Final Version 9/12/2019 3:23 p.m.
BOARDS AND COMMISSIONS
Board of Embalmers and Funeral Directors**

201 KAR 15:050. Apprenticeship and supervision requirements.

Page 8

Section 3(2)(d)

Line 3

After "apprenticeship may continue", insert "for".
Delete "or".

Page 9

Section 3(4)(a)

Line 14

After "basis by the supervisor", delete "(s)".

Page 13

Section 4(3)(e)

Line 11

After "or parent is a", delete "covered".

After "military member on", delete the quotation marks around "covered active duty".

Page 15

Section 6(1)(a)

Line 23

After ""Apprenticeship Application", insert "9".

After "[Registration]", delete "Form", "

Page 16

Section 6(1)(b)

Line 1

After "Change of", insert "Apprentice".

After "Supervisor", insert "9".

Page 16

Section 6(1)(c)

Line 2

After "Sworn Statement",", insert "9/".

Page 16

Section 6(1)(d)

Line 3

After "Level II Apprentice", insert "Application", 9/".

Delete "Registration Form",".

Staff-suggested Amendment

Final Version 9/12/2019 3:24 p.m.

BOARDS AND COMMISSIONS

Board of Embalmers and Funeral Directors

201 KAR 15:080. Complaints.

Page 1

STATUTORY AUTHORITY

Line 6

After "STATUTORY AUTHORITY: KRS", insert "316.150".

After "316.210(1)", delete ", KRS 316.150".

Page 2

Section 1(5)

Lines 10, 11, and 12

After "promulgated thereunder.", delete the quotation marks around "Discovery".

After "complainant actually discovers", insert "₁".

After "would have discovered", insert "₁".

After "constituting the violation", insert "₁".

Page 3

Section 3(2)

Line 8

After "thereunder is taking", insert ", or has taken".

Staff-suggested Amendment

**Final Version 9/12/2019 3:24 p.m.
BOARDS AND COMMISSIONS
Board of Embalmers and Funeral Directors**

201 KAR 15:110. Funeral establishment criteria.

Page 1

STATUTORY AUTHORITY

Line 7

After "KRS 316.125(1),", delete "KRS".

Page 2

Section 1(1)

Line 7

After "objects or conditions", insert "that".
Delete "which".

Page 2

Section 1(3)(a)

Line 19

After "approved embalming reports", insert "that".
Delete "which".

Page 4

Section 2(1)

Line 10

After "area or chapel", insert "that".
Delete "which".

Page 5

Section 3(1)(a)

Line 1

After "a preparation room", insert "that".
Delete "which".

Page 6

Section 5(1)(a)

Lines 9 and 11

After "(a)", insert "An".

Delete "Any".

After "more than one", insert "(1)".

After "as set forth in this", insert "administrative".

Page 6

Section 5(1)(b)

Lines 13, 15, and 16

After "open and available for", insert "an".

Delete "such".

After "KRS Chapter 316, including", delete "but not limited to".

After "KRS 316.150(1)(a), and", insert "may".

Page 7

Section 5(5)(a)

Lines 5, 6, and 8

After "(5) (a)", insert "An".

Delete "Any".

After "316 may request", insert "the".

Delete "such".

After "of \$250 for", insert "the".

Delete "such".

Page 7

Section 5(5)(b)

Lines 11 and 14

After "(b)", insert "An".

Delete "Any".

After "KRS Chapter 316", insert "that".

Delete "which".

After "\$100.", insert "This".

Delete "Such".

Page 7

Section 5(5)(c)

Lines 15 and 18

After "(c)", insert "An".

Delete "Any".

After "Commonwealth of Kentucky on", insert "a".

Delete "such".

Page 7

Section 5(5)(d)

Lines 21 and 23

After "(d)", insert "An".

Delete "Any".

After "shall pay a fee of", insert "\$100 for the".

Delete "One Hundred Dollars (\$100) for such".

Page 8

Section 5(5)(e)

Lines 2, 3, and 6

After "six (6) months, any", delete "and all".

After "required to determine", insert "if the failures".

Delete "whether such failure(s)".

After "\$200 for each", insert "subsequent".

Delete "such".

After "an appropriate period", insert the following:

of time to permit the establishment to become compliant

Page 9

Section 7(2)(a)

Line 3

After "meeting, whichever", insert "occurs".

Delete "comes".

Page 11

Section 10(1)

Lines 16, 17, and 18

After "(1)", insert "If".

Delete "At any time".

After "notify the board that", insert "the".

Delete "such".

After "and whether", insert "the".

Delete "such".

After "closure is permanent", delete ", ".

Page 11

Section 10(2)

Line 19

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

Delete "Any".

Page 12

Section 10(3)

Lines 1 and 2

After "notice of closure to", delete "any".

Page 12

Section 11(1)(a)

Line 6

After "Application", insert "9/2019".

Delete "2017".

Page 12

Section 11(1)(b)

Line 7

After "Application", insert "9/2019".

Delete "2017".

Staff-suggested Amendment

**Final Version 9/12/2019 3:33 p.m.
BOARDS AND COMMISSIONS
Board of Embalmers and Funeral Directors**

201 KAR 15:120. Requirements for applicants holding a license in another state.

Page 1

STATUTORY AUTHORITY

Line 6

After "STATUTORY AUTHORITY: KRS", insert "316.140".

Page 1

Section 1(1)

Line 14

After "for an embalmer's", insert "or funeral director's".

Page 1

Section 1(1)(b)1.

Line 19

After "an official transcript", insert "L".

Delete ",."

Page 1

Section 1(1)(b)2.

Line 20

After "practice of embalming", insert "or funeral directing".

Agency Amc



Kentucky Board of Embalmers and Funeral Directors

Board Members

H. E. "Beaver" Corder, II
Morris Coffey
Roth Mason
Greg Lakes
J. O. "Hap" Strunk

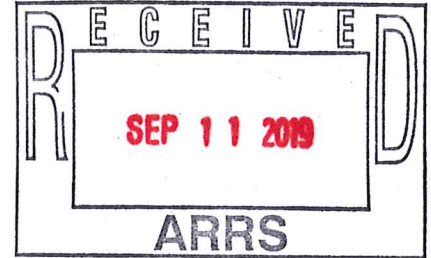
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Staff Members

Christi Moffett, Executive Director
Julie Peoples, Administrative Assistant
Dale Powell, Division Director-Inspector

September 11, 2019

Ms. Emily Caudill
Regulations Compiler
Legislative Research Commission
700 Capitol Avenue
Frankfort, KY 40601



Re: Administrative Regulations of the
Kentucky Board of Embalmers and Funeral Directors

Dear Ms. Caudill:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 201 KAR 15:125, Surface transportation permit, the Kentucky Board of Embalmers and Funeral Directors proposes the attached {suggested or agency} amendment to 201 KAR 15:125, Surface transportation permit,

Thank you for your time and consideration.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David C. Trimble".

David C. Trimble
Board Counsel

Agency Amendment

9/11/2019 11:22 a.m.

BOARDS AND COMMISSIONS

Board of Embalmers and Funeral Directors

201 KAR 15:125. Surface Transportation Permit.

Page 4

Section 3(6)

Lines 6 and 7

After "weekly work hours requirement.", insert the following:

Section 4. Permit Issuance and Renewal. (1) The Surface Transportation Permit issued or renewed under this administrative regulation shall be effective for a period of one (1) year from its date of issuance.

(2) Renewal of the Surface Transportation Permit may be effected by sending to the board:

(a) A completed Surface Transportation and Removal Permit Application with the Renewal box checked. An applicant for renewal need not include any information already given on the original application, but shall include on the form any new or changed information;

(b) A renewal fee of fifty (50) dollars; and

(c) Evidence that the permit holder has in his or her possession or control an acceptable vehicle and the requisite equipment and supplies to perform surface transportation of dead human bodies.

Page 4

Section 5

Line 8

After "Section", insert "5".

Delete "3".



**TOURISM, ARTS AND HERITAGE CABINET
KENTUCKY DEPARTMENT OF FISH & WILDLIFE RESOURCES**

Matthew G. Bevin
Governor

Don Parkinson
Secretary

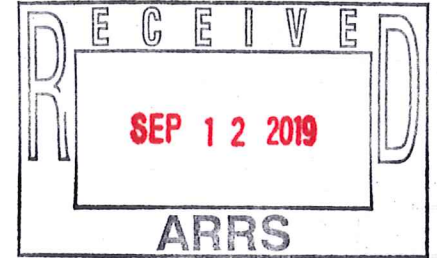
#1 Sportsman's Lane
Frankfort, Kentucky 40601
Phone (502) 564-3400
1-800-858-1549
Fax (502) 564-0506
fw.ky.gov

Regina Stivers
Deputy Secretary

Rich Storm
Commissioner

September 10, 2019

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



Re: 301 KAR 1:185, Pay lakes.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 301 KAR 1:185, the Department of Fish and Wildlife Resources proposes the attached amendment to 301 KAR 1:185.

Sincerely,

Jessica Tyler
Regulations Coordinator

Staff-suggested Amendment

**Final Version 8/22/2019 10:35 a.m.
TOURISM, ARTS AND HERITAGE CABINET
Department of Fish and Wildlife Resources**

301 KAR 1:185. Pay lakes.

Page 2

Section 3(2)

Lines 14 and 15

After "fish order received, and", insert "the receipts shall include:".

Delete the following:

include the information established in paragraphs (a) through (c) of this subsection.

Page 2

Section 3(2)(a)2.

Line 19

After "public waters", insert "L".

Delete ".".

Page 2

Section 3(2)(b)

Line 20

After "Purchase dates;", insert "and".

Page 7

CONTACT PERSON paragraph

After "phone (502) 564-3400,", insert "fax (502) 564-0506,".



**TOURISM, ARTS AND HERITAGE CABINET
KENTUCKY DEPARTMENT OF FISH & WILDLIFE RESOURCES**

Matthew G. Bevin
Governor

Don Parkinson
Secretary

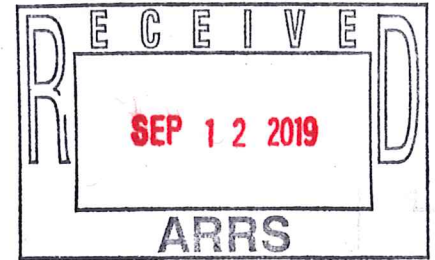
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Regina Stivers
Deputy Secretary

Rich Storm
Commissioner

September 10, 2019

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



Re: 301 KAR 1:201, Taking of fish by traditional fishing methods.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 301 KAR 1:201, the Department of Fish and Wildlife Resources proposes the attached amendment to 301 KAR 1:201.

Sincerely,

Jessica Tyler
Regulations Coordinator

Staff-suggested Amendment

**Final Version 8/22/2019 10:46 a.m.
TOURISM, ARTS AND HERITAGE CABINET
Department of Fish and Wildlife Resources**

301 KAR 1:201. Taking of fish by traditional fishing methods.

Page 26

CONTACT PERSON paragraph

After "Kentucky 40601", return and insert "Phone".

After "(502) 564-3400", return and insert "Fax (502) 564-0506".



**TOURISM, ARTS AND HERITAGE CABINET
KENTUCKY DEPARTMENT OF FISH & WILDLIFE RESOURCES**

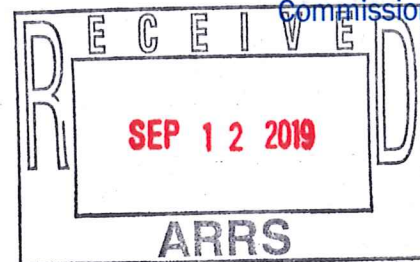
Matthew G. Bevin
Governor

Don Parkinson
Secretary

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Regina Stivers
Deputy Secretary

Rich Storm
Commissioner



September 10, 2019

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

Re: **301 KAR 1:410**, Taking of fish by nontraditional fishing methods.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 301 KAR 1:410, the Department of Fish and Wildlife Resources proposes the attached amendment to 301 KAR 1:410.

Sincerely,

Jessica Tyler
Regulations Coordinator

Staff-suggested Amendment

**Final Version 8/22/2019 10:47 a.m.
TOURISM, ARTS AND HERITAGE CABINET
Department of Fish and Wildlife Resources**

301 KAR 1:410. Taking of fish by nontraditional fishing methods.

Page 15

CONTACT PERSON paragraph

After "Kentucky 40601", return and insert "Phone".

After "(502) 564-3400", return and insert "Fax (502) 564-0506".



**TOURISM, ARTS AND HERITAGE CABINET
KENTUCKY DEPARTMENT OF FISH & WILDLIFE RESOURCES**

Matthew G. Bevin
Governor

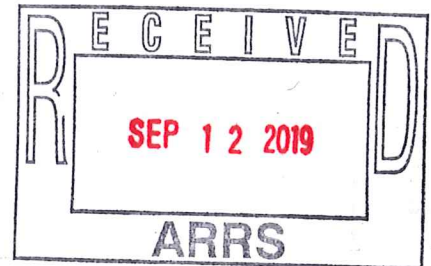
Don Parkinson
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Regina Stivers
Deputy Secretary

Rich Storm
Commissioner

September 10, 2019



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

Re: 301 KAR 2:185, Hunter education.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 301 KAR 2:185, the Department of Fish and Wildlife Resources proposes the attached amendment to 301 KAR 2:185.

Sincerely,

Jessica Tyler
Regulations Coordinator



Staff-suggested Amendment

**Final Version 8/22/2019 10:56 a.m.
TOURISM, ARTS AND HERITAGE CABINET
Department of Fish and Wildlife Resources**

301 KAR 2:185. Hunter education.

Page 6

CONTACT PERSON paragraph

After "Kentucky 40601", return and insert "Phone".

After "(502) 564-3400", return and insert "Fax (502) 564-0506".

Suggested Substitute

Ryan F. Quarles
Commissioner



Corporate Drive
Complex
Frankfort, KY 40601
(502) 573-0282

Kentucky Department of Agriculture

August 30, 2019

Senator Stephen West, 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: **302 KAR 75:130**. Packaging and labeling.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 302 KAR 75:130 the Kentucky Department of Agriculture proposes the attached amendment to 302 KAR 75:130.

Sincerely,

A handwritten signature in black ink, appearing to read "Clint Quarles".

Clint Quarles
Staff Attorney
Kentucky Department of Agriculture
107 Corporate Drive
Frankfort, KY 40601



Final Suggested Substitute

8/29/2019 12:10 PM

**Department of Agriculture
Office of Consumer and Environmental Protection**

302 KAR 75:130. Packaging and labeling.

RELATES TO: KRS 363.510, 363.720, 363.730

STATUTORY AUTHORITY: KRS 363.590

NECESSITY, FUNCTION, AND CONFORMITY: KRS 363.590(1)(a) requires that administrative regulations be filed and used in the enforcement of the weights and measures requirements established by KRS 363.510 – 363.850[law] relating to packaging and labeling of commodities. This administrative regulation establishes requirements for~~[enforces KRS 363.720 and 363.730 and requires]~~ accurate information on packages as to the identity and quantity of contents so that purchasers can make price and quantity comparisons.

Section 1. All packaging and labeling of commodities shall comply with requirements of the National Institute of Standards and Technology Handbook 130, Uniform Laws and Regulations in the Areas of Legal Metrology and Fuel Quality, Chapter IV-A, Uniform Packaging and Labeling Regulation (PAL), with the exception of Sections 13, 14, and 15.

Section 2. Incorporation by Reference. (1) “Uniform Laws and Regulations in the Areas of Legal Metrology and Fuel Quality”, ~~[Chapter IV-A, of the National Institute of Standards and Technology Handbook 130~~ [2019[]] ~~[(2002)]~~, Uniform Laws and Regulations in the

~~**areas of legal metrology and engine fuel quality]**~~ [As Adopted by the 86th National Conference on Weights and Measures, 2001], is incorporated by reference.

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the office of the Department of Agriculture, Division of Regulation and Inspection, 107 Corporate Drive, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m.

Suggested Substitute

Ryan F. Quarles
Commissioner

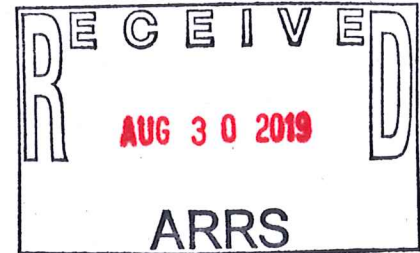


Corporate Drive
Complex
Frankfort, KY 40601
(502) 573-0282

Kentucky Department of Agriculture

August 30, 2019

Senator Stephen West, 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: **302 KAR 76:100**. Method of Sale

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 302 KAR 76:100 the Kentucky Department of Agriculture proposes the attached amendment to 302 KAR 76:100.

Sincerely,

A handwritten signature in black ink, appearing to read "Clint Quarles".

Clint Quarles
Staff Attorney
Kentucky Department of Agriculture
107 Corporate Drive
Frankfort, KY 40601



Final Suggested Substitute

8/29/2019 12:30 PM Department of Agriculture
Office of Consumer and Environmental Protection

302 KAR 76:100. Method of sale.

RELATES TO: KRS 363.510, 363.710(1), 363.770, 363.780, 363.800

STATUTORY AUTHORITY: KRS 363.590, 363.710(2)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 363.710(2) authorizes the Director of the Division of Regulation and Inspection to promulgate administrative regulations that are necessary to assure that amounts of commodity sold are determined in accordance with good commercial practice and are represented accurately and informatively. This administrative regulation **establishes requirements for**~~[requires]~~ accurate and adequate information about commodities to allow purchasers to make price and quantity comparisons.

Section 1. All method of sale procedures shall comply with requirements of the National Institute of Standards and Technology Handbook 130, **Uniform Laws and Regulations in the Areas of Legal Metrology and Fuel Quality**, Chapter IV-B, Uniform Regulations for the Method of Sale of Commodities **(MOS)**, with the exception of Sections 4 and 5.

Section 2. Incorporation by Reference. (1) "Uniform **Laws and Regulations in the Areas of Legal Metrology and Fuel Quality**",~~[for the Method of Sale of Commodities in Chapter IV-B, of the National Institute of Standards and Technology Handbook 130 { } 2019{ }] [(2002)]~~, ~~Uniform Laws and Regulations in the areas of legal metrology and engine fuel quality~~~~]~~. As Adopted by the 86th National Conference on Weights and

Measures, 2001], is incorporated by reference.

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the office of the Department of Agriculture, Division of Regulation and Inspection, 107 Corporate Drive, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m. This material is also available on the Department of Agriculture Web site, www.kyagr.com.

Ryan F. Quarles
Commissioner



Corporate Drive
Complex
Frankfort, KY 40601
(502) 573-0282

Kentucky Department of Agriculture

August 30, 2019

Senator Stephen West, 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: 302 KAR 80:010. Examination procedure for price verification.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 302 KAR 80:010 the Kentucky Department of Agriculture proposes the attached amendment to 302 KAR 80:010.

Sincerely,

A handwritten signature in black ink, appearing to read "Clint Quarles".

Clint Quarles
Staff Attorney
Kentucky Department of Agriculture
107 Corporate Drive
Frankfort, KY 40601



Suggested Amendment

Final Version: 8/29/2019 12:35 PM

**Department of Agriculture
Office of Consumer and Environmental Protection**

302 KAR 80:010. Examination procedure for price verification.

**Page 1
RELATES TO
Line 6**

After "KRS 363.510", insert "363.991(4)".

**Page 1
NECESSITY, FUNCTION, AND CONFORMITY
Line 8**

After "KRS 363.590(1)", insert "(a)".

**Page 1
Section 1
Line 16**

After "Technology Handbook 130," insert the following:

Uniform Laws and Regulations in the Areas of Legal Metrology and
Fuel Quality, Chapter V,

After "for Price Verification", insert "(PPV)".

**Page 1
Section 2
Line 19**

After "\$500 per inspection", insert the following:
based on the severity of the violation

**Page 1
Section 3(1)
Lines 20 and 21**

After "(1)", insert the following:

"Uniform Laws and Regulations in the Areas of Legal Metrology and
Fuel Quality,"

Delete the following:

Examination Procedure for Price Verification of the National Institute
of Standards and Technology Handbook 130 (

Page 1

Section 3(1)

Line 21

After "2019", delete the closing parenthesis.

Pages 1 and 2

Section 3(1)

Lines 21 and 1

After "the comma", delete the following:

Uniform Laws and Regulations in the areas of legal metrology and
engine fuel quality

Ryan F. Quarles
Commissioner

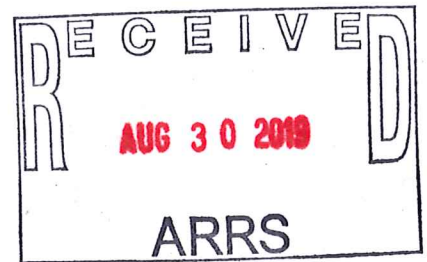


Corporate Drive
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Kentucky Department of Agriculture

August 30, 2019

Senator Stephen West, 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: **302 KAR 81:010**. Technical requirements for commercial weighing and measuring devices.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 302 KAR 81:010 the Kentucky Department of Agriculture proposes the attached amendment to 302 KAR 81:010.

Sincerely,

A handwritten signature in black ink, appearing to read "Clint Quarles".

Clint Quarles
Staff Attorney
Kentucky Department of Agriculture
107 Corporate Drive
Frankfort, KY 40601



www.kyagr.com

Suggested Amendment

Final Version: 8/29/2019 12:41 PM

**Department of Agriculture
Office of Consumer and Environmental Protection**

302 KAR 81:010. Technical requirements for commercial weighing and measuring devices.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Lines 12 and 13

After "Standards and Technology", insert "(NIST)".

Line 13

After "Handbook 44", insert the following:

(Handbook 44), Specifications, Tolerances, and Other
Technical Requirements for Weighing and Measuring Devices

Page 1

Section 1(1)

Line 18

After "Program. The document", insert "constitutes".

Delete "shall constitute".

Page 2

Section 1(2)(b)

Line 6

After "if the accessory is", delete "so".

After "designed", insert "so".

Page 2

Section 1(6)

Lines 14 and 15

After "relevant provisions of", delete the following:

National Institute of Standards and Technology

Page 2

Section 1(8)

Line 20

After "device per manufacturer", insert a comma.

Line 21

After "a specific design", insert "and that".

Delete "which".

Page 3
Section 1(11)
Line 7

After "or fixed, reassembled", insert a comma.

Page 3
Section 1(12)
Line 9

After "or fixed, reassembled", insert a comma.

Page 3
Section 1(15)
Line 15

After "A specific type", insert "varies".
Delete "may vary".

Page 3
Section 1(16)
Line 17

After "type by a", insert an opening quotation mark.

Line 18

After "laboratory", insert a closing quotation mark and delete the following:
under the National Type Evaluation Program

Page 3
Section 2
Line 19

After "Certificate of Conformance.", insert "(1)".
After "to an active", capitalize the first letter of "certificate".

Lines 19 and 20

After "of", capitalize the first letter of "conformance".

Line 20

After "for commercial purposes.", insert "(2)".

Lines 22 and 23

After "the applicable requirements.", insert "(3)".

Page 4
Section 2
Lines 1 and 2

After "(OCP) Phase II.", insert "(4)".

Page 4

Section 3(3)

Line 8

After "July 1, 2003," insert "shall".

Delete "that".

Page 4

Section 3(4)

Lines 13 and 14

After "technical requirements of", delete the following:
National Institute of Standards and Technology

Page 4

Section 3(5)

Lines 18 and 19

After "technical requirements of", delete the following:
National Institute of Standards and Technology

Page 5

Section 3(6)

Line 1

After "the new location", insert "and".

Delete "; except,".

Page 5

Section 3(7)

Line 3

After "in this state", insert "if".

Delete "; except,".

Line 4

After "the device", insert "meets".

Delete "shall meet".

Line 5

After "measuring devices in", delete the following:
National Institute of Standards and Technology

Page 5

Section 3(8)(a)

Line 9

After "a-kind", delete the closing quotation mark.

After "device", insert a closing quotation mark.

Line 10

After "to be a", delete the quotation marks around "one-of-a-kind" and insert "device".

Line 11

After "to be a", delete the quotation marks around "one-of-a-kind".

Page 5

Section 3(8)(b)

Line 17

After "testing to determine", insert "if".

Delete "whether".

Line 19

After "load cells in", delete the quotation marks around "one-of-a-kind".

Page 6

Section 3(9)

Line 1

After "remanufactures a device,", insert "the person".

Delete "they".

Line 2

After "or remanufactures", insert "the device".

Delete "it".

After "original design", insert "and".

Delete "; except,".

Page 6

Section 3(10)

Line 4

After "remanufactures a device,", insert "the person".

Delete "they".

Lines 4 and 5

After "shall", delete "be obligated to".

Line 5

After "repair or remanufacture", insert "the device".

Delete "it".

After "original design", insert "and".

Delete "; except,".

Page 6

Section 3(12)

Line 11

After "buys a load", insert "cell or cells".

Delete "cell(s)".

After "an indicating element", delete "that are".

Page 6

Section 4(1)(a) through (d)

Lines 15, 17, 18, and 19

After each paragraph notation and each opening quotation mark", insert the following:

Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices",

Lines 15, 17, 18, and 19

After each notation of "Handbook XX", insert a comma and the opening parenthesis before each edition date.

Lines 15, 17, 18, and 19

After each edition date", delete the closing parenthesis and the closing quotation mark.



MATTHEW G. BEVIN
GOVERNOR

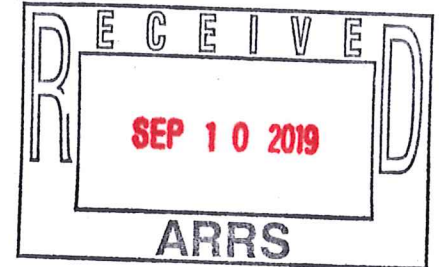
CHARLES G. SNAVELY
SECRETARY

**ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION**

ANTHONY R. HATTON
COMMISSIONER

300 SOWER BOULEVARD
FRANKFORT, KENTUCKY 40601

September 10, 2019



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

RE: 401 KAR 11:030 and 11:040

Dear Co-Chairs West and Hale,

After discussions with the Administrative Regulation Review Subcommittee staff regarding issues raised by 401 KAR 11:030 and 11:040, the Division of Water proposes the attached amendments to 401 KAR 11:030 and 11:040.

Sincerely,

Peter T. Goodman, Director
Division of Water

PTG/cjc

Suggested Amendment

Version: 9/5/2019 11:32 AM

**ENERGY AND ENVIRONMENT CABINET
Department for Environmental Protection
Division of Water**

(Amended After Comments)

**401 KAR 11:030. Wastewater treatment and collection system operators;
classification and qualifications.**

Page 5

Section 2(1)(a)

Line 14

After "certification. The cabinet", insert "shall".
Delete "may".



MATTHEW G. BEVIN
GOVERNOR

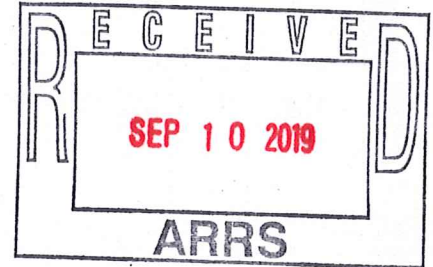
CHARLES G. SNAVELY
SECRETARY

**ENERGY AND ENVIRONMENT CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION**

ANTHONY R. HATTON
COMMISSIONER

300 SOWER BOULEVARD
FRANKFORT, KENTUCKY 40601

September 10, 2019



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

RE: 401 KAR 11:030 and 11:040

Dear Co-Chairs West and Hale,

After discussions with the Administrative Regulation Review Subcommittee staff regarding issues raised by 401 KAR 11:030 and 11:040, the Division of Water proposes the attached amendments to 401 KAR 11:030 and 11:040.

Sincerely,

Peter T. Goodmann, Director
Division of Water

PTG/cjc

Suggested Amendment

Final Version: 9/5/2019 12:03 PM

**ENERGY AND ENVIRONMENT CABINET
Department for Environmental Protection
Division of Water**

(Amended After Comments)

401 KAR 11:040. Water treatment and distribution system operators; classification and qualifications.

Page 6

Section 2(1)(a)

Line 7

After "certification. The cabinet", insert "shall".
Delete "may".



JUSTICE AND PUBLIC SAFETY CABINET

Matthew G. Bevin
Governor

John C. Tilley
Secretary

Office of Legal Services
125 Holmes Street, Second Floor
Frankfort, Kentucky 40601
(502) 564-3279
Fax No. (502) 564-6686

August 27, 2019



Senator Stephen West, 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: **501 KAR 6:110**. Roederer Correctional Complex.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 501 KAR 6:110, the Justice and Public Safety Cabinet, Department of Corrections proposes the attached amendment to 501 KAR 6:110.

Sincerely,

Amy V. Barker
Assistant General Counsel

enclosure

Final: 8/22/19

SUGGESTED AMENDMENT

**JUSTICE AND PUBLIC SAFETY CABINET
Department of Corrections**

501 KAR 6:110. Roederer Correctional Complex.

Page 1

Section 1(1)

Lines 14-15

After "policies and procedures", insert "September 16".

Delete "August 15".

Page 3

Section 1(1)

Line 1

RCC 13-07-04

After "Program (Amended", insert "9/16/19".

Delete "6/14/19".

Page 4

Section 1(1)

Line 7

RCC 18-01-01

After "Classification (Amended", insert "9/16/19".

Delete "6/14/19".

Page 4

Section 1(1)

Line 8

RCC 19-01-01

After "Assignments (Amended", insert "9/16/19".

Delete "6/14/19".

Page 4

Section 1(1)

Line 9

RCC 19-01-02

After "Honor Program (Added", insert "9/16/19".

Delete "6/14/19".

Page 4

Section 1(1)

Line 10

RCC 19-01-04

After "Dog Program (Added", insert "9/16/19".

Delete "6/14/19".

Page 4

Section 1(1)

Line 18

RCC 24-01-01

After "Counseling (Amended", insert "9/16/19".

Delete "6/14/19".

Changes to Material Incorporated by Reference:

*** Page numbers are based on the dirty copy**

RCC 13-07-04

Page 2

9.

After "Item 2 Offense, "Refusing", insert the following:

or failing to obey an order

Delete the following:

to Obey a Direct Order

RCC 18-01-01

Page 1

B.1.

After "1. Each", delete "able-bodied".

After "unless", insert "medically unassigned or".

RCC 19-01-01

Page 2

A.7.

After "Committee. A", insert "Controlled Work Assignment".

Delete "Reclassification Request".

After "shall be", insert "used".

Delete "utilized".

B.1.

After "1. A", insert the following:

Controlled Work Assignment Form shall require approval from
Delete the following:
controlled work assignment form shall be approved by

Page 3

B.2.

After "2. A", insert the following:
Controlled Work Assignment Form shall require approval from
Delete the following:
controlled work assignment form shall be approved by

RCC 19-01-02

Page 1

B.1.a.-b.

At the end of each paragraph, insert a semicolon.
Delete the period.

B.1.c.

After "from the assignment", insert "; and".
Delete the period.

B.1.d.

After "d. Not", insert "voluntarily".
Delete "voluntary".

Page 2

Policy Number Box, Top Left Corner

After "RCC", insert "19-01-02".
Delete "09-10-01".

C.2.

After "vacancy exists", insert a period.

C.3.

After "waiting list", insert a period.

D. Section Title

After "Waiting", capitalize "List".
After "list", delete the period.

RCC 19-01-04

Page 1

B.1.a.

After ""Permanent Status"", insert "for".

B.1.a.-b.

At the end of each paragraph, insert a semicolon.
Delete the period.

B.1.c.

After "from the assignment", insert "; and".
Delete the period.

B.1.d.

After "d. Not", insert "voluntarily".
Delete "voluntary".

Page 2

C.5.

After "waiting list", insert a period.

D. Section Title

After "Waiting", capitalize "List".
After "list", delete the period.

D.4.4.

Renumber as "5".
Delete "4."

RCC 24-01-01

Page 3

C.4.e.

After "e.", insert "Preparing".
Delete "prepare".



JUSTICE AND PUBLIC SAFETY CABINET

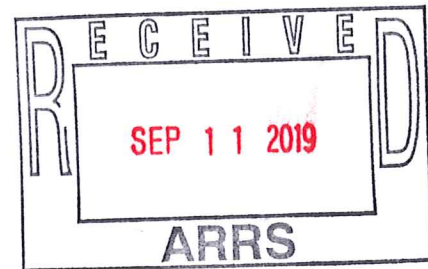
Matthew G. Bevin
Governor

John C. Tilley
Secretary

Office of Legal Services
125 Holmes Street, Second Floor
Frankfort, Kentucky 40601
(502) 564-3279
Fax No. (502) 564-6686

September 11, 2019

Senator Stephen West, 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: 501 KAR 6:110. Roederer Correctional Complex.

Dear Co-Chairs West and Hale:

The Justice and Public Safety Cabinet, Department of Corrections requests that the attached amendments be made to 501 KAR 6:110.

Sincerely,

Amy V. Barker
Assistant General Counsel

enclosure

9/11/19

AGENCY AMENDMENT

JUSTICE AND PUBLIC SAFETY CABINET

Department of Corrections

501 KAR 6:110. Roederer Correctional Complex.

Page 1

Section 1(1)

Lines 14-15

After "policies and procedures", insert "September 16".

Delete "August 15".

Page 3

Section 1(1)

Line 20

RCC 16-01-01

After "Visiting (Amended", insert "9/16/19".

Delete "6/14/19".

Changes to Material Incorporated by Reference:

*** Page numbers are based on the clean copy**

RCC 16-01-01

Page 1

A.8.

Delete subsection 8. in its entirety.

Renumber the remaining subsections.

Page 2

A.16.

After "shall be permitted a", insert "maximum".

Delete "minimum".

A.17.

After "reject the additional visitor.", insert the following:

If the additional visitor is accepted, the two (2) hour visitation time limit shall not restart.

Page 3

A.21.

After "21.", insert the following:

A visitor shall be advised at entry that during count times a visitor shall not enter or exit the institution until the count clears. An announcement shall be made fifteen (15) minutes prior to count, unless there is an emergency count. The visitor may choose to leave at the time of the announcement. Once count is called, a visitor shall remain in the visitation room until count has cleared.

Renumber the remaining subsection.

Page 13

P.1.

After "A maximum of", insert "twenty-one (21)".

Delete "fifteen (15)".

P.2.

After "shall be held", insert "at the posted times".

Delete "between the hours of 6:30 p.m. – 8:00 p.m.".

P.5.a.

After "Visitors Entrance Building", delete "by 6:00 pm".

After "Visitors shall", insert "arrive on time as noted on approved visitor pass".

Delete "be at this gate no later than 5:45 p.m. No visitor shall be admitted after 6:00 p.m.".

Page 14

P.9

After "promptly at", insert "the posted time".

Delete "8:00 p.m.".

P.11.

After "11. At", insert "the conclusion of visits".

Delete "8:00 p.m.".



JUSTICE AND PUBLIC SAFETY CABINET

Matthew G. Bevin
Governor

Department of Juvenile Justice

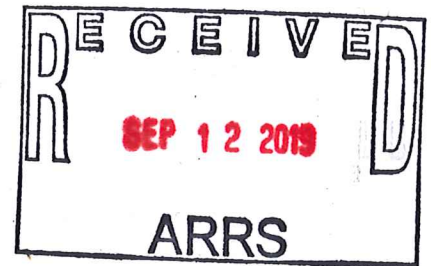
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www.kentucky.gov

John C. Tilley
Secretary

Denver E. Butler
Commissioner

September 16, 2019

Senator Stephen West, Co-Chair
Representative David Hale, Co-Chair
c/o Emily Caudill
Legislative Research Commission
029, Capitol Annex
702 Capitol Avenue
Frankfort, Kentucky 40601



Re: 505 KAR 1:160

Dear Co-Chairs Upchurch and Harris:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by **505 KAR 1:160**, the Department of Juvenile Justice proposes the attached amendment to 505 KAR 1:160.

Sincerely,

William Codell,
Department of Juvenile Justice
1025 Capital Center Drive
3rd Floor
Frankfort, Kentucky 40601

SUGGESTED AMENDMENT

JUSTICE AND PUBLIC SAFETY CABINET Department of Juvenile Justice

505 KAR 1:160. Department of Juvenile Justice Policy and Procedures Manual: juvenile sexual offender treatment program.

Page 1

STATUTORY AUTHORITY

Line 7

After "15A.160,", insert "15A.210, 15A.305(5).".

Page 1

Section 1(1)(a)

Line 18

After "Treatment Program", insert "September 16".

Delete "July 12".

Line 19

Policy 800

After "Definitions (Added", insert "9/16/19".

Delete "7/12/19".

Lines 20-21

Policy 801

After "Offenders (Amended", insert "9/16/19".

Delete "7/12/19".

Page 2

Section 1(1)(a)

Line 1

Policy 803

After "Examinations (Amended", insert "9/16/19".

Delete "7/12/19".

Lines 3-4

Policy 806

After "Assessor Status (Amended", insert "9/16/19".

Delete "7/12/19".

Page 2

Section 1(1)(b)

Line 6

After (Amended", insert "9/16/19".

Delete "7/12/19".

Changes to Material Incorporated by Reference:

* Page numbers are based on the dirty copy.

Policy 800

Page 1

I.

After "Manual", insert "Policies".

Delete "Chapters".

II.

After "to all DJJ", insert the following:

programs, DJJ staff, and approved private individuals or agencies providing services to declared juvenile sexual offenders

Delete "staff".

III.A.

After "as outlined in", insert "Policy 806".

Delete "this policy".

III.B.

After "as outlined in", insert "Policy 806".

Delete "this policy".

Page 2

III.C.

After ""Juvenile Sexual Offender"", insert "or JSO".

Policy 801

Page 1

III.

After "Refer to", insert "Policy".

Delete "Chapter".

IV.A.

After "635.500", insert "and 635.510".

Policy 803

Page 1

III.

After "Refer to", insert "Policy".

Delete "Chapter".

Page 3

IV.D.5.

After "5.", insert "A youth shall not".

Delete "No youth shall".

E.2. After "fifteen", delete "days".

After "(15)", insert "days".

Policy 806

Page 2

III.

After "Refer to", insert "Policy".

Delete "Chapter".

IV.B.2. (second occurrence)

Renumber the second occurrence of "2." as "3.".

IV.B.3.-6.

Renumber "3." through "6." as "4." through "7.".

Page 4

IV.I.1.c. (second occurrence)

Renumber the second occurrence of "c." as "d.".

IV.I.1.d.

Renumber "d." as "e.".

Page 6

IV.L.4.

After "under which the", insert "individual".

IV.L.5.

After "5. Has", insert "a substance abuse disorder".

Delete the following:

an alcohol or drug abuse problem

After "KRS 222.005", insert "(12)".

Delete "(3)".

IV.L.10

After "10.", insert "Provided".

Delete "Provide".

Standard Operating Procedures Manual

Page 4

Section II.E.4.

After "4.", insert "Assessor's".

Delete "Assessors".

Page 5

Section II.E.20.a.iii.

After "modality;", insert "and".

Page 7

Section III.B.

After "If a", insert "youth's".

Delete "youths".

Section III.C.3.

After "intervention needs", insert a semicolon.

Section III.C.5.

After "healthy lives", insert a semicolon.

Page 9

Section III.H.1.

After "DJJPP Chapter 8", insert the following:

(Private Provider Application, Approval, and Renewal Process for Juvenile Sexual Offender Treatment or Assessor Status)

Delete the following:

(Juvenile Sexual Offender Treatment and Assessment Approved Professional Application, Approval, and Renewal Process)

Section III.H.2.

After "DJJPP Chapter 8", insert the following:

(Private Provider Application, Approval, and Renewal Process for Juvenile Sexual Offender Treatment or Assessor Status)

Delete the following:

(Juvenile Sexual Offender Treatment and Assessment Approved Professional Application, Approval, and Renewal Process)

Matthew G. Bevin
Governor



Derrick Ramsey
Secretary
Education and Workforce
Development Cabinet

Wayne D. Lewis, Jr., Ph.D.
Commissioner of Education

KENTUCKY DEPARTMENT OF EDUCATION

300 Sower Boulevard • Frankfort, Kentucky 40601
Phone: (502) 564-3141 • www.education.ky.gov

August 28, 2019

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



Re: 701 KAR 5:090. Teacher disciplinary hearings

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 701 KAR 5:090, the Kentucky Board of Education proposes the attached amendment to 701 KAR 5:090.

Sincerely,

A handwritten signature in blue ink, appearing to read "D. Durrett".

Deanna L. Durrett
General Counsel

attachment

Staff-suggested Amendment

Version 8/27/2019 3:06 p.m.

**EDUCATION AND WORKFORCE DEVELOPMENT CABINET
Kentucky Board of Education
(Amended After Comments)**

701 KAR 5:090. Teacher disciplinary hearings.

Page 1

STATUTORY AUTHORITY

Line 7

After "KRS 156.070," insert "161.770".

Page 1

Section 1

Line 19

After "pursuant to KRS 161.770", insert "L".

Page 2

Section 2(1)

Line 4

After "the charges against", insert "him or her".
Delete "the teacher".

Page 5

Section 5(2)

Line 9

After "described in Section 1", insert "L".

Page

Section 5(5)

Lines 19 and 22

After "so long as one", insert "(1)".

After "commissioner of education or his", insert "or her".

Matthew G. Bevin
Governor



Derrick Ramsey
Secretary
Education and Workforce
Development Cabinet

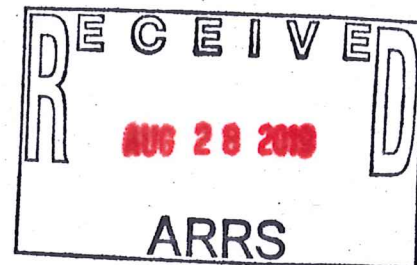
Wayne D. Lewis, Ph.D.
Commissioner of Education

KENTUCKY DEPARTMENT OF EDUCATION

300 Sower Boulevard • Frankfort, Kentucky 40601
Phone: (502) 564-3141 • www.education.ky.gov

August 28, 2019

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



Re: **702 KAR 3:130**. Internal accounting.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 702 KAR 3:130, the Kentucky Board of Education proposes the attached amendment to 702 KAR 3:130.

Sincerely,

A handwritten signature in blue ink, appearing to read "Deanna L. Durrett".

Deanna L. Durrett
General Counsel

attachment

Staff-suggested Amendment

Version 8/27/2019 3:10 p.m.

EDUCATION AND WORKFORCE DEVELOPMENT CABINET

Kentucky Board of Education

Kentucky Department of Education

702 KAR 3:130. Internal accounting.

Page 1

STATUTORY AUTHORITY

Line 8

After "156.070, 156.160", insert "156.200".

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Lines 9 and 10

After "KRS 156.070(1)", insert "requires".

Delete "gives".

After "Kentucky Board of Education", insert "to manage".

Delete "the management".

After "and control", delete "of".

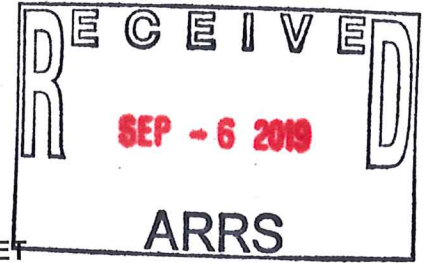
Page 1

Section 1

Line 16

After "received by organizations", insert "that".

Delete "which".



EDUCATION and WORKFORCE DEVELOPMENT CABINET
OFFICE of the SECRETARY

Matthew G. Bevin
Governor

The 300 Building – 4th Floor
300 Sower Boulevard
Frankfort, Kentucky 40601
Phone (502) 564-0372
<http://ewdc.ky.gov>

Derrick K. Ramsey
Secretary

September 5, 2019

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

Re: **787 KAR 3:010** Apprenticeship Standards

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 787 KAR 3:010, the Education and Workforce Development Cabinet proposes the attached amendment to 787 KAR 3:010.

Sincerely,

Derrick, K. Ramsey
Secretary

Enclosure

Staff-suggested Amendment

**Final Version 8/23/2019 2:31 p.m.
EDUCATION AND WORKFORCE DEVELOPMENT CABINET
Apprenticeship Standards**

787 KAR 3:010. Registration of apprenticeship programs.

Page 1

STATUTORY AUTHORITY

Line 6

After "STATUTORY AUTHORITY: KRS", insert "151B.020(6)".

After "343.020", delete ", 151B.020(6),".

Page 2

Section 1(8)

Line 19

After "mentor, technician, specialist", insert ", ".

Page 3

Section 1(9)(a) and (b)

Lines 3 and 5

After "nonjoint sponsor," insert "which is".

Delete "i.e.,".

Page 4

Section 2(1)

Lines 18 and 19

After "that meets the", delete "following".

Page 6

Section 2(1)(f)1.

Line 6

After "program that conforms", insert "to".

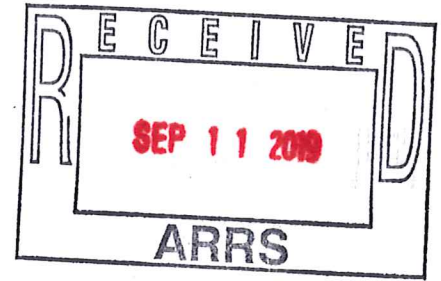
Delete "with".

Page 15

Section 6(1)(b)2.

Line 3

After "registration;", delete "and".



**PUBLIC PROTECTION CABINET
DEPARTMENT OF FINANCIAL INSTITUTIONS**

Matthew G. Bevin
Governor

1025 Capital Center Drive, Suite 200
Frankfort, KY 40601
Phone: (502) 573-3390
Fax: (502) 573-8787
<http://kfi.ky.gov>

K. Gail Russell
Secretary

Charles A. Vice
Commissioner

September 11, 2019

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

Re: **808 KAR 1:170**. Licensing and registration.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 808 KAR 1:170, the Department of Financial Institutions proposes the attached amendment to 808 KAR 1:170.

Sincerely,

Joseph Donohue
General Counsel

Staff-suggested Amendment
Final Version 9/3/2019 9:31 a.m.
PUBLIC PROTECTION CABINET
Department of Financial Institutions

808 KAR 1:170. Licensing and registration.

Page 1

STATUTORY AUTHORITY

Lines 9 and 11

After "KRS 286.4-420," insert "286.4-425".

After "286.9-090(1)", insert ", 286.9-107".

Page 2

Section 1(1)

Lines 7, 8, and 9

After "accepted accounting principles.", delete the following:

A financial statement shall include a balance sheet, income statement, statement of cash flows, and all relevant notes.

Page 2

Section 2

Line 13

After "loan company shall", delete "complete and".

Page 3

Section 3(1)

Lines 6 and 7

After "an initial check cashing", delete "or deferred deposit service business".

Page 3

Section 3(1)(e)

Line 20

After "audited financial statement", insert the following:

, which includes a balance sheet, income statement, statement of cash flows, and all relevant notes.

Page 6

Section 4(1)(c)

Line 4

After "audited financial statement", insert the following:

, which includes a balance sheet, income statement, statement of cash flows, and all relevant notes.

Page 8

Section 4(3)

Line 1

After "(3) Change of", insert the following:

address, name, control, or agent for service

Delete the following:

Address, Name, Control, or Agent for Service

Page 11

Section 8(2)

Line 11

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

Delete "Each".

Page 13

Section 10

Lines 4 and 6

After "Abandoned Applications. If", insert "an".

Delete "any".

After "shall be abandoned.", insert "An".

Delete "Any".

Page 13

Section 11(2)

Line 16

After "Due to Military Service", insert "¿".

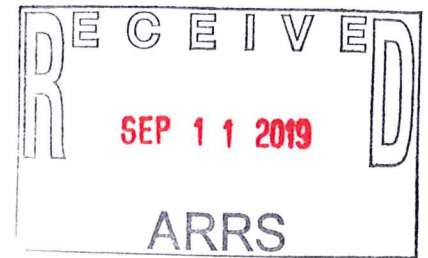
Page 13

Section 11(4)

Line 20

After "not accrue against", insert "a".

Delete "any".



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

Matthew G. Bevin
Governor

275 East Main Street, 5W-A
Frankfort, KY 40621
502-564-7042
502-564-7091
www.chfs.ky.gov

Adam M. Meier
Secretary

September 11, 2019

Senator Stephen West, 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 7:010. Hotel and motel code.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 902 KAR 7:010, the Department for Public Health proposes the enclosed amendment to 902 KAR 7:010.

Sincerely,

James C. Musser
Executive Director
Office of Legislative and Regulatory Affairs

Enclosure
cc: file



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

(AMENDED AFTER COMMENTS version)

902 KAR 7:010. Hotel and motel code.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 9

After "194A.050(1)", insert "requires".

Delete "authorizes".

Lines 11-12

After "194A.050(3)", insert "authorizes".

Delete "allows".

Line 14

After "219.021", insert "requires".

Delete "authorizes".

After "hotel", delete comma.

Line 16

After "219.041", insert "requires".

Delete "(3) authorizes".

Page 2

Section 2

Lines 21-22

After "hotel shall", insert ":(1)".

Capitalize "primarily".

Line 22

After "nature", insert ":(2)".

Delete "and shall".

Capitalize "not".

Line 23

After "cabins", insert semicolon.

After "and", insert "(3)".

Delete "shall".

Capitalize "consist".

Page 4

Section 4(1)(c)

Line 21

After "shall be made", insert "to this supply".

Delete "thereto".

Page 6

Section 5(3)

Line 6

After "shall be made", insert "to this system".

Delete "thereto".

Page 6

Section 6(6)

Line 17

After "materials, and", insert "the".

Delete "such".

Page 7

Section 6(9)

Line 3

After "devices.", insert "These".

Delete "Such".

Page 7

Section 7(1)

Line 10

After "liquids.", insert "These".

Delete "Such".

Page 8

Section 8(3)

Line 10

After "heating", insert the following:
as specified in this subsection

Page 9

Section 9(4)

Line 15

After "Hotels", insert "that".

Delete "which".

Line 17

After "articles shall be", insert ":(a)".
Capitalize "stored".
After "sanitary manner", insert ":(b)".
Delete "and shall be".

Line 18

Capitalize "used".
After "only once", insert ":(c)".
Delete the following:
. Single service articles shall be
Capitalize "made".

Page 11

Section 14

Line 1

After " Materials.", insert the following:
The hotel shall only use or store
Delete "Only".

Lines 1-2

After "and toxic materials", insert "that".
Delete "as".

Lines 2-3

After "purposes", insert ". These".
Delete the following:
may be used or stored in hotels. The

Page 11

Section 16(2)

Lines 16-17

After "likelihood of", delete "such".

Line 17

After "bedding", delete comma.

Page 12

Section 17(1)

Line 11

After "carrier of", delete "such".
After "a", insert "communicable".

Page 12

Section 17(2)

Line 13

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

Delete "When".

Line 15

After ", or make", delete "such".

Line 16

After "appropriate action", insert the following:

in accordance with subsection (3) of this section

Pages 12 and 13

Section 18

Lines 23 and 1-8

After "Future Construction.", insert the following:

(1) A person shall not construct, alter, or convert an existing structure into a hotel unless the cabinet has approved the plans and specifications.

(2) The plans and specifications required in subsection (1) of this section shall:

(a) Be submitted to the cabinet; and

(b) Provide the following information:

1. The layout of the hotel;

2. The construction materials that will be used;

3. The fixed equipment; and

4. A plumbing riser diagram.

Delete the remainder of Section 18 in its entirety.

Page 14

Section 20(2)

Line 7

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

Line 8

Delete "The permit holder whose".

After "suspended", insert ", the permit holder".

Page 14

Section 20(3)

Line 17

After "service of", insert "the".

Delete "such".

Page 15

Section 22(2)

Lines 7-8

After "Prior to", insert "revocation".

Delete "such action".

Line 10

After "service of", insert "the".

Delete "such".



Matthew G. Bevin
Governor

Cabinet for Health and Family Services
OFFICE OF LEGISLATIVE AND REGULATORY AFFAIRS

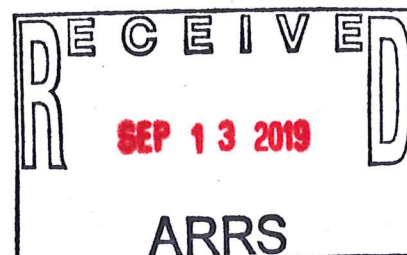
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FRANKFORT, KENTUCKY 40621-0001
(502) 564-7042
(502) 564-7091 FAX

Adam M. Meier
Secretary

James C. Musser
Executive Director

September 13, 2019

Senator Stephen West, 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 20:036. Operation and services; personal care homes.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 902 KAR 20:036, the Office of Inspector General proposes the attached amendment to 902 KAR 20:036. If you have any questions, please feel free to contact Stephanie Brammer-Barnes at (502) 564-2888 ext. 3281.

Sincerely,

Donna Little
Deputy Executive Director
Office of Legislative and Regulatory Affairs



Suggested Amendment

Final Version: 8/2/2019 4:30 p.m.

**CABINET FOR HEALTH AND FAMILY SERVICES
Office of Inspector General
Division of Health Care
(Amended After Comments)**

902 KAR 20:036. Operation and services; personal care homes.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 11

After "KRS 216B.042", insert "(1)".

Page 2

Section 1(2)(a)

Line 7

After "(a)", insert "1".

Page 2

Section 1(2)(a) and (b)

Lines 8 and 9

After "216A.080; or", insert "2".

Delete "(b)".

Page 2

Section 1(2)(b) and (c)

Lines 13 and 14

After "educational entity; and", insert "(b)".

Delete "(c)".

Page 5

Section 2(1)

Line 10

After "or SPCH", delete "home".

Page 6

Section 3(2)(a)2.

Line 8

After "on behalf of", insert "the administrator".

Delete the comma.

Page 6
Section 3(2)(b)
Line 13

After "months from the", insert "most recent".

Page 7
Section 3(3)(d)
Line 14

After "months from the", insert "most recent".

Page 7
Section 3(5)
Line 23

After "neglect, or exploitation", insert "shall be".
Delete "are".

Page 10
Section 3(8)(d)
Lines 2 and 3

After "member and contain", delete "the following items".

Page 10
Section 3(8)(d)5.
Lines 10 and 11

After "requirements of", insert "paragraphs".
Delete "paragraph".

Page 10
Section 3(8)(h)1.
Line 23

After "Each PCH", insert "or".
Delete "and".

Page 11
Section 3(8)(h)2.
Line 4

After "and shall include", delete "the following".

Page 11
Section 3(8)(h)3.
Line 8

After "training shall include", delete "the following".

Page 11

Section 3(8)(h)3.f.

Line 17

After "Adult learning principles", delete the comma.

Page 12

Section 3(8)(h)4.

Line 5

After "months from the", insert "most recent".

Page 12

Section 3(8)(i)2.

Lines 20 and 21

After "responsible for", delete "the following services".

Page 13

Section 3(9)(b)

Lines 13 and 14

After "record shall include", delete "the following".

Page 13

Section 3(9)(b)1.b.

Line 17

After "Social Security, Medicare", insert a comma.

Page 14

Section 3(9)(b)7.

Line 20

After "any changes in", insert "the".

Delete "a".

Page 14

Section 3(9)(b)8.

Line 22

After "drug reaction", insert "impacting the resident".

Page 15

Section 3(9)(b)10.

Line 4

After "procedures performed", insert "for that resident".

Page 15

Section 3(9)(b)11.

Line 7

After "emergency manual restraint", insert "for that resident".

Page 15

Section 3(9)(b)13.

Line 12

After "refused by", insert the following:

the resident if the resident is an SPCH resident who is

Delete "SPCH residents who are".

Page 15

Section 3(10)

Line 14

After "death or discharge", insert a comma.

Line 15

After "and retained for", insert "at least".

Page 16

Section 4(1)(b)

Line 5

After "(b)", insert "For".

Lowercase "A".

After "PCH or SPCH", insert a comma.

Page 16

Sections 4(1)(b) and 4(1)(b)1.

Lines 5 through 7

After the newly inserted comma, delete the following:

shall meet the following requirements relating to the provision
of basic health and health related services:

1.

Lowercase the first letter of "The".

Page 16

Section 4(1)(b)1.

Line 8

After "shall", insert the following:

relating to the provision of basic health and health-related services

Page 16

Section 4(1)(b)1.a. and b.

Lines 9 and 11

Renumber clauses a. and b. as subparagraphs 1. and 2., respectively.

Page 17

Section 4(1)(f)2.a.

Lines 7 and 8

After "staff member who", insert "might".

Delete "may".

Page 17

Section 4(1)(g)2.

Line 13

After "under double lock,", insert "for example".

Delete "e.g.".

Page 17

Section 4(1)(g)3.

Lines 15 and 16

After "pages that includes", delete "the following".

Page 18

Section 4(1)(g)6.c.

Lines 19 and 20

After "and contain the", delete "following".

Page 19

Section 4(1)(h)

Lines 14 and 15

After "labeled with the", delete "following".

Page 19

Section 4(1)(h)7.

Line 22

After "7. Prescriber's name;", insert "and".

Page 21

Section 4(1)(k)1.

Line 3

After "persistent behavior that", insert "might".

Delete "may".

Page 21

Section 4(1)(l)1.

Line 11

After "used, except as", insert "authorized".

Delete "permitted".

Page 22

Section 4(3)(a)1.b.

Line 22

After "b. A clean", insert a comma.

Page 24

Section 4(3)(b)2.g.

Line 20

After "g.", insert "Label or mark".

Delete "Labels or marks".

Page 25

Section 4(3)(b)4.

Lines 3 and 4

After "good repair as", insert the following:

established in clauses a. through d. of this subparagraph.

Delete "follows:".

Page 25

Section 4(3)(b)4.a.

Line 6

After "steps, porches, ramps", insert a comma.

After "fences", insert a comma.

Page 25

Section 4(3)(b)4.b.

Line 9

After "fixtures", insert a comma.

Page 25

Section 4(3)(b)4.d.

Line 17

After "stored under lock", insert "if stored by the facility".

Page 26

Section 4(3)(c)3.c.

Line 8

After "c.", insert the following:

Except as established in clause e. of this subparagraph.

Lowercase the first letter of "Meals".

Page 26

Section 4(3)(c)3.e.(iii)

Line 13

After "on file for", insert "at least".

Page 26

Section 4(3)(c)4.e.

Line 22

After "bedtime", insert a comma.

Page 28

Section 4(4)(e)

Line 7

After "(e) Washing", insert "and".

Delete the comma.

After "grooming", delete ", and cutting of hair".

Page 28

Section 4(5)(b)

Line 17

After "shall meet the", delete "following".

Line 18

After "requirements", insert the following:

established in subparagraphs 1. through 8. of this paragraph

After "of activity services", insert a period.

Delete the colon.

Page 28

Section 4(5)(b)1.

Line 19

After "Staff. The administrator", delete "shall".

Page 28

Section 4(5)(b)1.a.

Line 20

After the notation, "a.", insert "Shall".

Lowercase the first letter of "Designate".

Page 29

Section 4(5)(b)5.

Lines 5 and 6

After "are documented regarding", insert "if".

Delete "whether".

Line 6

After "a resident's condition", insert "might".

Delete "may".

Page 30

Section 5(1)

Line 4

After ""SMI Screening Form",", insert "August 2019".

Delete "April 15, 2019 edition".

MATERIAL INCORPORATED BY REFERENCE

SMI Screening Form

Top Left Corner

First Line

After "Rev.", insert "8/2019".

Delete "4/15/2019".

Second Line

Before "908", insert "902".

Delete "908".

Under "Instructions" for the first blank line

Before "Resident", insert "Resident's".

Delete "Resident".

Paragraph describing "serious mental illness" or "SMI"

First Line

After "A ", lowercase "Serious".

SMI SCREENING FORM

Instructions: Complete and retain one screening form for each individual residing in the personal care home.

Resident's Name _____

Date of Admission _____

A “**serious mental illness**” or “**SMI**” is a mental illness or disorder that is diagnosed by a physician or behavioral health practitioner, that impairs functioning in one or more major areas of living, and is unlikely to improve without treatment, services, or support. SMI does **not** include Alzheimer’s disease, dementia, developmental disabilities, autism, Down syndrome, cerebral palsy, or epilepsy. For more information, see the definition of SMI in 902 KAR 20:036, Section 1.

- | YES | NO | |
|--------------------------|--------------------------|---|
| <input type="checkbox"/> | <input type="checkbox"/> | Does the individual’s medical record include a diagnosis of mental illness? |
| <input type="checkbox"/> | <input type="checkbox"/> | Does the individual receive Social Security Disability Income (SSDI) due to a mental illness as determined by the Social Security Administration? |
| <input type="checkbox"/> | <input type="checkbox"/> | Does the individual receive Supplemental Security Income (SSI) due to a mental illness as determined by the Social Security Administration? |

If you answered “yes” to any of the above, the individual has an SMI. A PCH that serves residents with 35% or more having an SMI is a specialized personal care home under 902 KAR 20:036.

PCH Employee Signature

Date

SMI SCREENING FORM

Instructions: Complete and retain one screening form for each individual residing in the personal care home.

Resident's[Resident] Name _____

Date of Admission _____

A “**serious mental illness**” or “**SMI**” is a mental illness or disorder that is diagnosed by a physician or behavioral health practitioner, that impairs functioning in one or more major areas of living, and is unlikely to improve without treatment, services, or support. SMI does **not** include Alzheimer’s disease, dementia, developmental disabilities, autism, Down syndrome, cerebral palsy, or epilepsy. For more information, see the definition of SMI in 902 [908] KAR 20:036, Section 1.

- | YES | NO | |
|--------------------------|--------------------------|---|
| <input type="checkbox"/> | <input type="checkbox"/> | Does the individual’s medical record include a diagnosis of mental illness? |
| <input type="checkbox"/> | <input type="checkbox"/> | Does the individual receive Social Security Disability Income (SSDI) due to a mental illness as determined by the Social Security Administration? |
| <input type="checkbox"/> | <input type="checkbox"/> | Does the individual receive Supplemental Security Income (SSI) due to a mental illness as determined by the Social Security Administration? |

If you answered “yes” to any of the above, the individual has an SMI. A PCH that serves residents with 35% or more having an SMI is a specialized personal care home under 902 KAR 20:036.

PCH Employee Signature

Date



Matthew G. Bevin
Governor

Cabinet for Health and Family Services
OFFICE OF LEGISLATIVE AND REGULATORY AFFAIRS
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Adam M. Meier
Secretary

James C. Musser
Executive Director

September 6, 2019

Senator Stephen West, 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: **907 KAR 10:830**. Disproportionate share hospital distributions

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 907 KAR 10:830, the Department for Medicaid Services proposes the attached amendment to 907 KAR 10:830. If you have any questions, please feel free to contact Jonathan Scott, Regulatory and Legislative Advisor with the Department for Medicaid Services at (502) 564-4321 ext. 2015.

Sincerely,

Krista Quarles
Policy Specialist
Office of Legislative and Regulatory Affairs
Cabinet for Health and Family Services



Suggested Amendment
CABINET FOR HEALTH AND FAMILY SERVICES
Department for Medicaid Services
Division of Fiscal Management

907 KAR 10:830 & E. Acute care inpatient hospital reimbursement.

Page 1

RELATES TO

Line 7

After "205.640,", delete "205.641,".

Page 1

STATUTORY AUTHORITY

Line 10

After "205.640(1),", delete "205.641(2),".

Page 2

Section 1(5)

Line 5

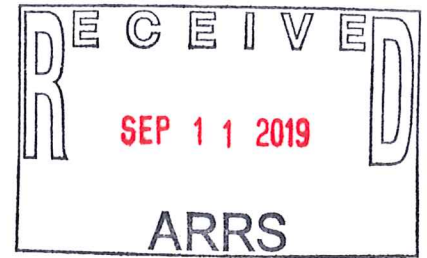
After "on the CMS", insert "Web site".
Delete "website".

Page 21

Section 7(3)(d)1.

Line 19

After "Lines 21 and 22", insert the following:
of the CMS 2552 cost report



Matthew G. Bevin
Governor

Cabinet for Health and Family Services
OFFICE OF LEGISLATIVE AND REGULATORY AFFAIRS
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Adam M. Meier
Secretary

James C. Musser
Executive Director

September 11, 2019

Ms. Emily Caudill, Regulations Compiler
Legislative Research Commission
029, Capitol Annex
702 Capitol Avenue
Frankfort, Kentucky 40601

Re: 907 KAR 10:830. Acute care inpatient hospital reimbursement.

Dear Regulations Compiler:

After discussions with various stakeholders of issues raised by 907 KAR 10:830, the Department for Medicaid Services proposes the attached agency amendment to 907 KAR 10:830.

If you have any questions, please feel free to contact Jonathan Scott, Regulatory and Legislative Advisor with the Department for Medicaid Services at (502) 564-4321 ext. 2015.

Sincerely,

James C. Musser
Executive Director
Office of Legislative and Regulatory Affairs
Cabinet for Health and Family Services



9/11/2019
Agency Amendment
CABINET FOR HEALTH AND FAMILY SERVICES
Department for Medicaid Services
Division of Fiscal Management

907 KAR 10:830 & E. Acute care inpatient hospital reimbursement.

Page 11

Section 2(4)(e)1.

Line 23

After "Effective", insert "beginning May 10, 2019".

Delete the following:

during the fiscal year ending on June 30, 2019

Page 12

Section 2(4)(e)1.c.

Line 11

After "inpatient", insert "operating and capital base".

Line 13

After "in accordance with" insert the following:

subparagraph 2. of this paragraph

Delete the following:

clause b. of this subparagraph

Page 12

Section 2(4)(e)2.

Lines 21-22

After "412.105(d),", insert the following:

; however, the count of full-time equivalent (FTE) residents in the resident-to-bed ratio in the formula described within 42 C.F.R. 412.105(d) shall be substituted with the number of FTE residents reported on Worksheet E Part A, Lines 10 and 11, Column 1 of the Medicare cost report

Delete the following:

, except that there shall be no caps on the number of full-time equivalent residents included in the formula

Page 21

Section 7(3)

Line 1

After "(3) Effective", insert "beginning May 10, 2019".

Delete the following:

during the fiscal year ending on June 30, 2019

Page 21

Section 7(3)(c)

Line 16

After “section”, insert the following:

, any DGME payments received through outpatient cost settlements.

Page 21

Section 7(3)(d)1.

Line 19

After “Part 1,”, insert the following:

Line 118, Columns 21 and 22

Delete “Lines 21 and 22”.

Page 21

Section 7(3)(e)

Line 22

After “(e)”, insert the following (before “Only”):

The supplemental DGME payment shall be calculated prior to the determination of applicable supplemental payments described in Section 14 of this administrative regulation.



**CABINET FOR HEALTH AND FAMILY SERVICES
DEPARTMENT FOR AGING AND INDEPENDENT LIVING**

Matthew G. Bevin
Governor

275 E Main St. 5W-A
Frankfort, KY 40621-0001
(502) 564-7042
Fax: (502) 564-7091

Adam M. Meier
Secretary

James C. Musser
Executive Director

September 11, 2019

Senator Stephen West, 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: 910 KAR 2:040. Service provisions for adult guardianship.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 910 KAR 2:040, the Department for Aging and Independent Living proposes the attached amendment to 910 KAR 2:040.

Sincerely,

Jim C Musser
Executive Director
Office of Legislative and Regulatory Affairs

SUGGESTED AMENDMENT
CABINET FOR HEALTH AND FAMILY SERVICES
Department for Aging and Independent Living
Division of Guardianship
(Amended After Comments)

910 KAR 2:040. Service provisions for adult guardianship.

Page 1

RELATES TO

Line 6

After "17.540," insert "Chapter".

After "202A," insert "Chapter".

After "202B," insert "209.030".

Line 7

After "311.6225," insert "311.6231".

Page 5

Section 3(1)

Line 14

After "387.590", insert "(4)".

Delete "(7)".

Page 6

Section 3(5)(a)

Line 2

After "Relief", insert a comma.

Page 7

Section 4(4)

Line 7

After "Relief", insert a comma.

Page 8

Section 4(9)(b)

Line 2

After "Update", insert the following:

the Kentucky Guardianship Fiduciary Information System (

After "KYGFIS", insert ")".

Page 37

Section 15(2)(a)

Line 19

After "311.6225", insert the following:

,incorporated by reference in 201 KAR 9:470,

Page 37

Section 15(2)(b)

Line 20

After "(DNR) form", insert the following:

,incorporated by reference in 202 KAR 7:401

Agency Am.



Matthew G. Bevin
Governor

Cabinet for Health and Family Services
OFFICE OF LEGISLATIVE AND REGULATORY AFFAIRS
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Adam M. Meier
Secretary

James C. Musser
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September 6, 2019

Senator Stephen West, 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: **922 KAR 1:560**. Putative father registry and operating procedures.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 922 KAR 1:560, the Department for Community Based Services proposes the attached agency amendment to 922 KAR 1:560. If you have any questions, please feel free to contact Laura Begin in the Department for Community Based Services at (502) 564-3703, ext. 3798.

Sincerely,

A handwritten signature in black ink, appearing to read "James C. Musser".

James C. Musser
Executive Director
Office of Legislative and Regulatory Affairs
Cabinet for Health and Family Services



9/5/19

AGENCY AMENDMENT

CABINET FOR HEALTH AND FAMILY SERVICES
Department for Community Based Services

922 KAR 1:560. Putative father registry and operating procedures.

Page 6

Section 7(1)(a)

Line 7

After "Diligent Search", insert "10/19".
Delete "7/19".

Page 6

Section 7(1)(b)

Line 9

After "Putative Father", insert "10/19".
Delete "7/19".

Page 6

Section 7(1)(c)

Line 10

After "Registration Form", insert "10/19".
Delete "9/18".

Page 6

Section 7(1)(d)

Line 11

After "Search Request", insert "10/19".
Delete "7/19".

Incorporated material

DPP-1302

After "Based on a search of the Registry for a", delete the following:
Putative father named _____, a
After "mother named _____", delete the comma.

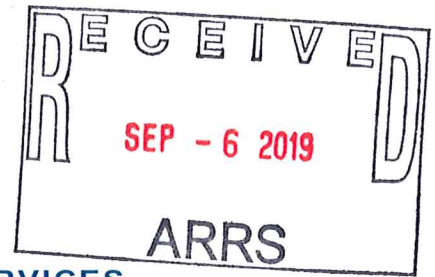
DPP-1303, 1304, and 1305

Insert fields for "E-mail Address:" and "Maiden".

DPP-1305

After "Requestor Information", insert field for "FULL NAME OF REQUESTOR:"

Please update the revision date of all forms to "10/19".



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

Matthew G. Bevin
Governor

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Adam M. Meier
Secretary

September 5, 2019

Senator Stephen West, 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: Suggested amendments

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 922 KAR 1:565, the Department for Community Based Services requests the enclosed amendments be made.

Sincerely,

James C. Musser
Executive Director
Office of Legislative and Regulatory Affairs

Enclosure

Staff-suggested Amendment

Final Version 9/4/2019 8:51 a.m.

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Community Based Services

Division of Protection and Permanency

922 KAR 1:565. Service array for a relative or fictive kin caregiver.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 19

After "programs. KRS 605.150(1)", insert "authorizes".

Delete "allows".