



**Administrative Regulation Review Subcommittee  
Meeting Agenda  
Tuesday, October 8, 2019, 1 p.m.  
Annex Room 149**



**1. CALL TO ORDER AND ROLL CALL**

**2. REGULATIONS FOR COMMITTEE REVIEW**

**FINANCE AND ADMINISTRATION CABINET**

**Teachers' Retirement System**

**General Rules**

[102 KAR 001:032](#). Bona Fide Retirement. (Deferred from September)

**BOARDS AND COMMISSIONS**

**Board of Dentistry**

[201 KAR 008:540](#). Dental practices and prescription writing. (Amended After Comments)

**ENERGY AND ENVIRONMENT CABINET**

**Department for Environmental Protection**

**Division for Air Quality**

**Attainment and Maintenance of the National Ambient Air Quality Standards**

[401 KAR 051:010](#). Attainment status designations. (Not Amended After Comments)

**JUSTICE AND PUBLIC SAFETY CABINET**

**Department of Corrections**

**Office of the Secretary**

[501 KAR 006:060](#). Northpoint Training Center. (Not Amended After Comments)

[501 KAR 006:140](#). Bell County Forestry Camp. (Not Amended After Comments)

**TRANSPORTATION CABINET**

**Department of Vehicle Licensing**

**Driver Improvement**

[601 KAR 013:090](#). Medical Review Board; basis for examination, evaluation, tests. (Amended After Comments)

[601 KAR 013:100](#). Medical standards for operators of motor vehicles. (Amended After Comments)

**CABINET FOR HEALTH AND FAMILY SERVICES**

**Department for Public Health**

**Division of Audits and Investigations**

**Controlled Substances**

[902 KAR 055:070](#). Emergency medication kits in long-term care facilities. (Not Amended After Comments)

**Department for Medicaid Services  
Payments and Services**

[907 KAR 003:170](#) & E. Telehealth service coverage and reimbursements. ("E" expires 01-09-2020)  
(Amended After Comments)

**3. REGULATIONS ~~REMOVED~~ FROM OCTOBER'S AGENDA**

**COUNCIL ON POST SECONDARY EDUCATION**

**Nonpublic Colleges**

[013 KAR 001:020](#). Private College licensing. (Comments Received; SOC ext. due 10-15-2019)

**STATE BOARD OF ELECTIONS**

**Forms and Procedures**

[031 KAR 004:120](#). Additional and emergency precinct officers. (Not Amended After Comments)  
(Deferred from April)

**BOARDS AND COMMISSIONS**

**Board of Pharmacy**

[201 KAR 002:095](#). Pharmacist interns. (Deferred from July)

**Real Estate Authority**

**Real Estate Commission**

[201 KAR 011:002](#). Repeal of 201 KAR 011:030, 201 KAR 011:045, 201 KAR 011:062, 201 KAR 011:090, 201 KAR 011:095, 201 KAR 011:100, 201 KAR 011:110, 201 KAR 011:115, 201 KAR 011:135, 201 KAR 011:145, 201 KAR 011:147, 201 KAR 011:175, 201 KAR 011:180, 201 KAR 011:195, 201 KAR 011:215, 201 KAR 011:225, 201 KAR 011:230, 201 KAR 011:232, 201 KAR 011:235, 201 KAR 011:240, 201 KAR 011:245, 201 KAR 011:250, 201 KAR 011:300, 201 KAR 011:350, 201 KAR 011:400, 201 KAR 011:410, 201 KAR 011:440, 201 KAR 011:450, and 201 KAR 011:460. (Deferred from September)

[201 KAR 011:011](#). Definitions for 201 KAR Chapter 11. (Amended After Comments)

[201 KAR 011:105](#). Advertising. (Amended After Comments)

[201 KAR 011:121](#). Standards of professional conduct. (Comments Received; SOC ext. due 10-15-2019)

[201 KAR 011:170](#). Education provider requirements. (Comments Received; SOC ext. due 10-15-2019)

[201 KAR 011:190](#). Consumer and administrative complaints; discipline; administrative hearings.  
(Comments Received; SOC ext. due 10-15-2019)

[201 KAR 011:210](#). Licensing, education, and testing requirements. (Comments Received; SOC ext. due 10-15-2019)

[201 KAR 011:220](#). Errors and omissions insurance requirements. (Comments Received; SOC ext. due 10-15-2019)

[201 KAR 011:461](#). Repeal of 201 KAR 011:420. (Deferred from August)

**Board of Veterinary Examiners**

~~201 KAR 016:011. Repeal of 201 KAR 016:010, 201 KAR 016:015, 201 KAR 016:020, 201 KAR 016:030, 201 KAR 016:040, 201 KAR 016:050, 201 KAR 016:060, 201 KAR 016:080, 201 KAR 016:090, 201 KAR 016:100, and 201 KAR 016:110. (Withdrawn; SOC not filed by deadline)~~

~~201 KAR 016:200. Code of ethical conduct for veterinarians. (Withdrawn; SOC not filed by deadline.)~~

~~201 KAR 016:210. Fees for veterinarians. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:212. Fees for veterinary technicians. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:214. Fees for animal control agencies and animal euthanasia specialists. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:216. Fees—other fees. (Withdrawn; SOC not filed by deadline)~~  
~~201 KAR 016:220. Approved veterinary colleges; approved programs for veterinary technicians. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:230. Examination requirements for veterinarians and veterinary technicians. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:240. Application requirements for veterinarians and veterinary technicians. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:250. Authorization for animal control agencies to apply for a restricted controlled substances certificate from DEA. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:260. Certification as an animal euthanasia specialist. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:270. License renewal for veterinarians and veterinary technicians; renewal notice. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:272. License renewal for registered animal control agencies and animal euthanasia specialists; renewal notice. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:280. License, inactive and retired statuses. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:290. Continuing education. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:300. Prescription and dispensation of drugs for animal use. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:310. Procedures for grievances, investigations, and administrative charges. (Withdrawn; SOC not filed by deadline.)~~  
~~201 KAR 016:400. Material Incorporated by Reference. (Withdrawn; SOC not filed by deadline.)~~

### **Real Estate Appraisers**

[201 KAR 030:130](#). Education provider, instructor, and course. (Deferred from August)

## **TOURISM, ARTS AND HERITAGE CABINET**

### **Department of Fish and Wildlife Resources**

#### **Game**

[301 KAR 002:185](#). Hunter education. (Deferred from September)

## **ENERGY AND ENVIRONMENT CABINET**

### **Department for Environmental Protection**

#### **Division of Water**

##### **Water Wells**

[401 KAR 006:001](#) & E. Definitions for 401 KAR Chapter 006. ("E" expires 02-08-2020) (Comments Received; SOC ext. due 10-15-2019)

[401 KAR 006:211](#). Repeal of 401 KAR 006:200. (Comments Received; SOC ext. due 10-15-2019)

[401 KAR 006:310](#) & E. Water supply well construction practices and standards. ("E" expires 02-08-2020) (Comments Received; SOC ext. due 10-15-2019)

[401 KAR 006:320](#) & E. Certification of water well drillers and water well driller assistants. ("E" expires 02-08-2020) (Comments Received; SOC ext. due 10-15-2019)

[401 KAR 006:350](#) & E. Monitoring well construction practices and standards. ("E" expires 02-08-2020) (Comments Received; SOC ext. due 10-15-2019)

### **Water Quality Standards**

[401 KAR 010:001](#). Definitions for 401 KAR Chapter 010. (Amended After Comments) (Deferred from October)

[401 KAR 010:026](#). Designation of uses of surface waters. (Amended After Comments) (Deferred from October)

[401 KAR 010:029](#). General provisions. (Amended After Comments) (Deferred from October)

[401 KAR 010:030](#). Antidegradation policy implementation methodology. (Amended After Comments) (Deferred from October)

[401 KAR 010:031](#). Surface water standards. (Amended After Comments) (Deferred from October)

## **JUSTICE AND PUBLIC SAFETY CABINET**

### **Asset Forfeiture**

[500 KAR 009:011](#). Repeal of 500 KAR 009:010, 500 KAR 009:020, 500 KAR 009:030, and 500 KAR 009:040. (Deferred from June)

### **Motorcycle Safety Education Commission**

[500 KAR 015:010](#) & E. Motorcycle safety education program. ("E" expired 10-02-2019) (Not Amended After Comments) (Deferred from July)

## **ENERGY AND ENVIRONMENT CABINET**

### **Department for Natural Resources**

#### **Division of Oil and Gas**

[805 KAR 001:001](#). Definitions for 805 KAR Chapter 001. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:020](#). Protection of fresh water zones. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:030](#). Well location and as-drilled location plat, preparation, form and contents. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:050](#). Bonds, requirements, cancellation. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:060](#). Plugging wells. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:080](#). Gas storage reservoirs; drilling, plugging in vicinity. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:110](#). Underground injection control. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:120](#). Operating or deepening existing wells and drilling deeper than the permitted depth. (Deferred from September)

[805 KAR 001:140](#). Directional and horizontal wells. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:170](#). Content of the operations and reclamation plan. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:180](#). Production reporting. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:190](#). Gathering lines. (Comments Received; SOC ext. due 10-15-2019)

[805 KAR 001:200](#). General information associated with oil and gas permits. (Comments Received;

SOC ext. due 10-15-2019)

**Sanctions and Penalties**

[805 KAR 009:011](#). Repeal of 805 KAR Chapter 009. (Deferred from September)

**PUBLIC PROTECTION CABINET**

**Department of Insurance**

**Agents, Consultants, Solicitors, and Adjustors**

[806 KAR 009:020](#). False or deceptive names, titles, prohibited. (Deferred from June)

[806 KAR 009:030](#). Adjuster licensing restrictions. (Deferred from July)

[806 KAR 009:061](#). Repeal of 806 KAR 009:060. (Deferred from June)

[806 KAR 009:070](#). Examinations. (Deferred from June)

[806 KAR 009:110](#). Agent's rights after contract termination. (Amended After Comments) (Deferred from September)

[806 KAR 009:190](#). Disclosure requirements for financial institutions authorized to engage in insurance agency activities. (Deferred from July)

[806 KAR 009:200](#). Volume of insurance agent exchange of business. (Deferred from July)

[806 KAR 009:310](#). Life settlement licenses. (Deferred from June)

[806 KAR 009:321](#). Repeal of 806 KAR 009:320. (Deferred from June)

[806 KAR 009:341](#). Repeal of 806 KAR 009:341. (Deferred from July)

[806 KAR 009:350](#). Recognition of financial planning certification and designation for receipt of fees and commissions. (Deferred from July)

**CABINET FOR HEALTH AND FAMILY SERVICES**

**Office of Inspector General**

**Division of Healthcare**

**Health Services and Facilities**

[902 KAR 020:036](#). Operation and services; personal care homes. (Amended After Comments) (Deferred from August)

[902 KAR 020:370](#). Operations and services; private duty nursing agencies. (Comments Received; SOC ext. due 10-15-2019)

[902 KAR 020:430](#) & E. Facilities specifications, operation and services; behavioral health services organizations for mental health treatment. ("E" expires 01-23-2020) (Comments Received; SOC ext. due 10-15-2019)

**Department for Medicaid Services**

**Division of Policy and Operations**

**Behavioral Health**

[907 KAR 015:005](#) & E. Definitions for 907 KAR Chapter 015. ("E" expires 01-26-2020) (Comments Received; SOC ext. 10-15-2019)

[907 KAR 015:010](#) & E. Coverage provisions and requirements regarding behavioral health services provided by individual approved behavioral health practitioners, behavioral health provider groups, and behavioral health multi-specialty groups. ("E" expires 01-26-2020) (Comments Received; SOC ext. 10-15-2019)

[907 KAR 015:015](#) & E. Reimbursement provisions and requirements for behavioral health services

provided by individual approved behavioral health practitioners, behavioral health provider groups or behavioral health multi-specialty groups. ("E" expires 01-26-2020) (Comments Received; SOC ext. 10-15-2019)

[907 KAR 015:020](#) & E. Coverage provisions and requirement regarding services provided by behavioral health services organizations for mental health treatment. ("E" expires 01-26-2020) (Comments Received; SOC ext. 10-15-2019)

[907 KAR 015:022](#) & E. Coverage provisions and requirements regarding services provided by behavioral health services organizations for substance use disorder treatment and co-occurring disorders. ("E" expires 01-26-2020) (Comments Received; SOC ext. 10-15-2019)

[907 KAR 015:025](#) & E. Reimbursement provisions and requirements regarding behavioral health services provided by behavioral health services organizations. ("E" expires 01-26-2020) (Comments Received; SOC ext. 10-15-2019)

**Department for Community Based Services**

**Division of Protection and Permanency**

[922 KAR 1:320](#) & E. Service appeals. ("E" expires 01-23-2020) (Comments Received; SOC ext. 10-15-2019)