



# TEACHERS' RETIREMENT SYSTEM

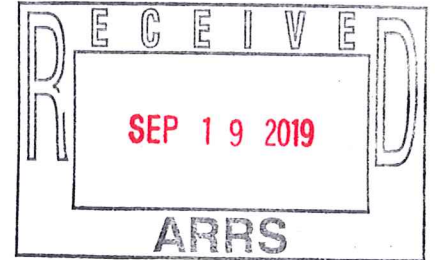
of the State of Kentucky

GARY L. HARBIN, CPA  
*Executive Secretary*

ROBERT B. BARNES, JD  
*Deputy Executive Secretary  
Operations and General Counsel*

J. ERIC WAMPLER, JD  
*Deputy Executive Secretary  
Finance and Administration*

19 September 2019



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

Dear Ms. Caudill:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 102 KAR 1:032, Teachers' Retirement System proposes the attached suggested amendments to 102 KAR 1:032.

Sincerely,

Robert B. Barnes  
Deputy Executive Secretary Operations  
& General Counsel

**Staff-suggested Amendment**

**Version 9/18/2019 1:59 p.m.  
FINANCE AND ADMINISTRATION CABINET  
Teachers' Retirement System**

**102 KAR 1:032. Bona fide retirement.**

**Page 1**

**RELATES TO paragraph**

**Lines 5 and 6**

After "161.420(5), 161.540(2)," delete "KRS".

After "161.677, 161.700(4)", insert "1".

Delete "1".

After "401(a), 414(h)", insert "1".

Delete "1".

**Page 1**

**STATUTORY AUTHORITY paragraph**

**Line 7**

After "KRS 161.310," delete "KRS".

**Page 1 and 2**

**Section 1(1)**

**Lines 20 through 2**

After "participates in TRS", insert "and that".

Delete ". Furthermore,".

**Page 2**

**Section 1(2)**

**Line 4**

After "which the member", insert "shall".

Delete "must".

**Page 2**

**Section 1(2)**

**Lines 5 and 6**

After "any participating employee.", delete the following:

The period of time established for the break in service shall be measured from the member's retirement date to the member's reemployment date.

**Page 2**

**Section 1(4)**

**Lines 11, 12, and 13**

After "participating employer", insert the following:

and shall include both paid and unpaid employment and full-time, part-time, temporary, seasonal, voluntary, and hourly employment

Delete the following:

. For purposes of this administrative regulation, reemployed and reemployment shall include both paid and unpaid employment. Reemployed and Reemployment include full-time, part-time, temporary, seasonal, voluntary, and hourly employment

**Page 2**

**Section 2**

**Line 18**

After "break in service", insert the following:

, as provided in KRS 161.605(7)(a) or (b).



# TEACHERS' RETIREMENT SYSTEM

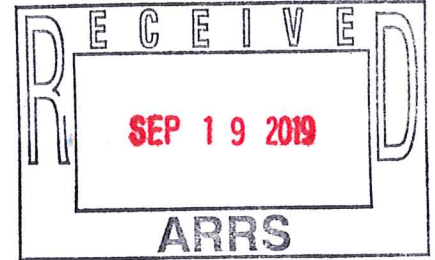
of the State of Kentucky

GARY L. HARBIN, CPA  
*Executive Secretary*

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19 September 2019



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

Dear Ms. Caudill:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by **102 KAR 1:032**, Teachers' Retirement System proposes the attached agency amendments to 102 KAR 1:032.

Sincerely,

Robert B. Barnes  
Deputy Executive Secretary Operations  
& General Counsel

**Agency Amendment**

**Version 9/17/2019 11:40 a.m.  
FINANCE AND ADMINISTRATION CABINET  
Teachers' Retirement System**

**102 KAR 1:032. Bona fide retirement.**

**Page 2**

**Section 2(1)**

**Line 21**

After "participating employers.", return and insert the following:

(2) The period of time established for the break in service shall be measured from the member's retirement date to the member's reemployment date.

**Page 2**

**Section 3**

**Line 22**

After "Section 3.", insert the following:

(1) There shall be no prearranged agreement, prior to retirement, between the member and any participating employer that the member shall be reemployed or otherwise return to work in any capacity after retirement. (2)

**Page 3**

**Section 4**

**Line 4**

After "Section 4.", insert "(1)".

After "participating employer", delete the following:

from which the member has retired

**Page 3**

**Section 4**

**Line 5**

After "reemployment of that retired member.", insert the following:

If the member has been retired twelve (12) months or longer following his or her retirement date, the member and participating employer shall not be required to file Form 10-C. (2)



## BOARD OF DENTISTRY

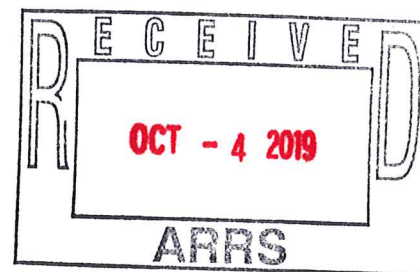
**Matthew G. Bevin**  
Governor

312 Whittington Parkway, Suite 101  
Louisville, Kentucky 40222  
Phone: (502) 429-7280  
Fax: (502) 429-7282  
<http://dentistry.ky.gov>

**Jeff Allen**  
Executive Director

Oct. 2, 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 8:540**. Dental practices and prescription writing

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 201 KAR 8:540, the Kentucky Board of Dentistry proposes the attached amendment to 201 KAR 8:540.

Sincerely,

A handwritten signature in blue ink, appearing to read "JA", with a long horizontal flourish extending to the right.

Jeff Allen  
Executive Director  
Kentucky Board of Dentistry

**Staff-suggested Amendment**

**Final Version 9/26/2019 10:34 a.m.  
GENERAL GOVERNMENT CABINET  
Kentucky Board of Dentistry  
(Amended After Comments)**

**201 KAR 8:540. Dental practices and prescription writing.**

**Page 4**

**Section 3(1)**

**Line 2**

After "may prescribe, dispense", insert "L".

**Page 5**

**Section 3(6)(c)**

**Line 17**

After "the treatment of pain", delete "is".

After "treatment of cancer;", delete "or".

**Page 5**

**Section 3(6)(d)**

**Line 18**

After "an emergency situation;", insert "or".

Delete "and".



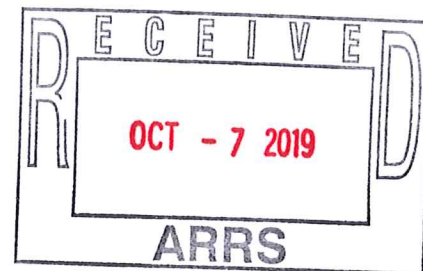
## JUSTICE AND PUBLIC SAFETY CABINET

**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

October 7, 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 6:060**. Northpoint Training Center.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 501 KAR 6:060, the Justice and Public Safety Cabinet, Department of Corrections proposes the attached amendment to 501 KAR 6:060.

Sincerely,

Amy V. Barker  
Assistant General Counsel

enclosure



Final: 10/7/19

**SUGGESTED AMENDMENT**

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

**501 KAR 6:060. Northpoint Training Center.**

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 8**

After "the Justice", insert "and Public Safety".

**Page 1**

**Section 1(1)**

**Line 15**

After "Procedures", insert "October 8".

Delete "July 15".

**Page 1**

**Section 1(1)**

**Line 20**

**NTC 02-08-01**

After "Canteen (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 2**

**Section 1(1)**

**Line 4**

**NTC 06-01-01**

After "Services (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 2**

**Section 1(1)**

**Line 11**

**NTC 10-01-01**

After "Unit (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 2**

**Section 1(1)**

**Lines 14-15**

**NTC 12-02-01**

After "Linens (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 2**

**Section 1(1)**

**Line 17**

**NTC 12-06-01**

After "Procedures (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 2**

**Section 1(1)**

**Lines 20-21**

**NTC 13-02-01**

After "Services (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 3**

**Section 1(1)**

**Line 5**

**NTC 13-11-01**

After "Evaluation (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 3**

**Section 1(1)**

**Line 14**

**NTC 14-01-01**

After "Program (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 3**

**Section 1(1)**

**Line 18**

**NTC 15-02-02**

After "Assignments (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 3**

**Section 1(1)**

**Lines 19-20**

**NTC 15-03-01**

After "Detail (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 3**

**Section 1(1)**

**Line 21**

**NTC 15-03-02**

After "Dormitories (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 4**

**Section 1(1)**

**Line 2**

**NTC 16-02-01**

After "Visiting (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 4**

**Section 1(1)**

**Line 5**

**NTC 17-01-01**

After "Control (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 4**

**Section 1(1)**

**Line 6**

**NTC 17-01-04**

After "Property (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 4**

**Section 1(1)**

**Lines 18-19**

**NTC 20-02-02**

After "Classes (Amended", insert "10/8/19".

Delete "7/15/19".

**Page 5**

**Section 1(1)**

**Line 4**

**NTC 24-06-01**

After "Dormitory (Amended", insert "10/8/19".

Delete "7/15/19".

**Changes to Material Incorporated by Reference:**

**NTC 02-08-01**

**Page 1**

**(2)(a)**

After "The", insert the following:

amount an inmate may spend per week at the canteen shall be determined in compliance with CPP 2.1. The spending limit shall be posted. If the warden approves a temporary exception to the spending limit that applies to the general population, it

Delete the following:

Commissioner or Deputy Commissioner shall determine the amount each inmate may spend per week at the canteen. The warden may approve an increase of this amount in writing and any increase

**NTC 06-01-01**

**Pages 1-7**

**A. through L.**

Renumber Sections "A." through "L." as Sections "(1)" through "(12)".

Renumber subsections and paragraphs accordingly.

**NTC 10-01-01**

**Pages 1-21**

**A. through F.**

Renumber Sections "A." through "F." as Sections "(1)" through "(6)".

Renumber subsections, paragraphs, and subparagraphs accordingly.

**Page 3**

**B.3.h.**

After "(Attachment", insert "I".

Delete "1".

**Page 5**

**B.6.d.**

After "(Attachment", insert "II".

Delete "2".

**Page 6**

**C.2.a.**

After "(Attachment", insert "III".

Delete "3".

**Page 7**

**D.3.a.**

After "(Attachment", insert "IV".

Delete "4".

**Page 10**

**D.5.d.**

After "(Attachment", insert "V".

Delete "5".

**Page 14**

**D.13.d.**

After "(Attachment", insert "VI".

Delete "6".

**Page 17**

**D.24.d.**

After "(Attachment", insert "VII".

Delete "7".

**NTC 12-02-01**

**Pages 1-2**

**A. through D.**

Renumber Sections "A." through "D." as Sections "(1)" through "(5)".

Renumber subsections and paragraphs accordingly.

**NTC 12-06-01**

**Page 1**

**Authority/References Box**

After "5-5D-4329", insert "KRS 196.035, 197.020".

**Pages 1-4**

**A. through P.**

Renumber Sections "A." through "P." as Sections "(1)" through "(16)".

Renumber subsections and paragraphs accordingly.

**NTC 13-02-01**

**Pages 1-3**

**A. through J.**

Renumber Sections "A." through "J." as Sections "(1)" through "(10)".

Renumber subsections accordingly.

**Page 1**

**C.**

After "care practitioner and shall not be", insert "countermanded".

Delete "counter-mandated".

**NTC 13-11-01**

**Pages 1-4**

**A. through H.**

Renumber Sections "A." through "H." as Sections "(1)" through "(8)".

Renumber subsections, paragraphs, and subparagraphs accordingly.

**NTC 14-01-01**

**Pages 1-6**

**A. through Q.**

Renumber Sections "A." through "Q." as Sections "(1)" through "(17)".

Renumber subsections, paragraphs, and subparagraphs accordingly.

**Page 5**

**L.1.**

After "practice treatises.", insert the following:

An authorized legal aide shall assist the inmate with any computer related research and shall be the one authorized computer access.

**L.2.**

After "legal clerk,", insert "who shall complete the".

**NTC 15-02-02**

**Page 1**

**A. through G.**

Renumber Sections "A." through "G." as Sections "(1)" through "(7)".

Renumber subsections accordingly.

**NTC 15-03-01**

**Pages 1-3**

**A. through R.**

Renumber Sections "A." through "R." as Sections "(1)" through "(18)".

Renumber subsections accordingly.

**NTC 15-03-02**

**Pages 1-5**

**A. through H.**

Renumber Sections "A." through "H." as Sections "(1)" through "(8)".

Renumber subsections and paragraphs accordingly.

**NTC 16-02-01**

**Page 5**

**(6)(d)**

Delete this subsection in its entirety.

Renumber remaining subsections accordingly.

**NTC 17-01-01**

**Pages 1-8**

**A. through P.**

Renumber Sections "A." through "P." as Sections "(1)" through "(16)".

Renumber subsections and paragraphs accordingly.

**Page 1**

**A.4.**

After "Attachment", insert "I".

Delete "A".

**Page 2**

**A.5.**

After "mandated in Section", insert "11".

Delete "K"

**B.1.**

After "All clothing and personal items shall be", insert the following:

inventoried and recorded on an itemized written list on the Inmate Property Form and maintained in the Yard Office. The inmate shall receive a current copy of this list.

**Page 3**

**B.4.**

After "Any", insert "item".

Delete "items".

**Page 4**

**D.2.**

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

Delete "A".

**Page 5**

**E.**

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

Delete "A".

After "described in Section", insert "10".

Delete "J".

**F.**

After "from the date of the receipt", insert "(Attachment II)".

**I.**

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

Delete "A".

After "(Attachment I).", insert "An".

Delete "No".

After "inmate shall", insert "not".

**Page 6**

**J.2.**

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

Delete "A".

**J.3.a.**

After "accordance with Section", insert "8".

Delete "H".

**Page 7**

**J.3.b.**

After "accordance with Section", insert "1".

Delete "A".

**NTC 17-01-04**

**Pages 1-4**

**A. through E.**

Renumber Sections "A." through "E." as Sections "(1)" through "(5)".

Renumber subsections, paragraphs, and subparagraphs accordingly.

**Page 1**

**B.1.d.**

After "d.", insert "Property is to be".

Lowercase "Disposed".

**NTC 20-02-02**

**Page 1**

**(2)(e)**

After "(Attachment", insert "I".

Delete "1".

**NTC 24-06-01**

**NTC Veterans Honor Dorm Application**

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After "Attachment", insert "I".

Delete "II".





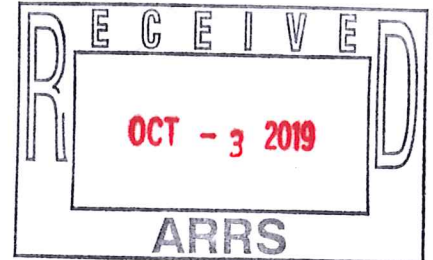
## JUSTICE AND PUBLIC SAFETY CABINET

**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

October 3, 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 6:140**. Bell County Forestry Camp.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 501 KAR 6:140, the Justice and Public Safety Cabinet, Department of Corrections proposes the attached amendment to 501 KAR 6:140.

Sincerely,

Amy V. Barker  
Assistant General Counsel

enclosure

Final: 10/1/19

**SUGGESTED AMENDMENT**

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

**501 KAR 6:140. Bell County Forestry Camp.**

**Page 1**

**Section 1(1)**

**Line 15**

After "Procedures,"", insert "October 8".

Delete "July 12".

**Page 4**

**Section 1(1)**

**Line 14**

**BCFC 16-01-01**

After "Visiting (Amended", insert "10/8/19".

Delete "7/12/19".

**Changes to Material Incorporated by Reference:**

**BCFC 16-01-01**

**Page 2**

**E.1.c.**

After "c.", insert "A visitor shall not".

Delete "No visitor shall".

**Page 4**

**F.2.e.**

After "Post Office;", insert "and".

**G.3.**

After "visible", insert a period.

**Page 5**

**I.**

Before "I.", insert "H.".

Delete "I.".

Renumber remaining sections accordingly.

**Page 8**

**L.18.**

Delete this paragraph in its entirety.

Renumber paragraphs "19." through "25." as "18." through "24.".



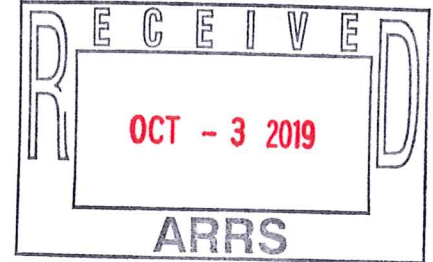
## JUSTICE AND PUBLIC SAFETY CABINET

**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

October 3, 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 6:140** Bell County Forestry Camp.

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 6:140.

Sincerely,

Amy V. Barker  
Assistant General Counsel

enclosure

## **AGENCY AMENDMENT**

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

#### **501 KAR 6:140. Bell County Forestry Camp.**

##### **Page 1**

##### **Section 1(1)**

##### **Line 15**

After "Procedures,"", insert "October 8".

Delete "July 12".

##### **Page 5**

##### **Section 1(1)**

##### **Line 3**

##### **BCFC 24-01-01**

After "Counseling Program (Amended", insert "10/8/19".

Delete "7/1/19".

#### **Changes to Material Incorporated by Reference:**

##### **BCFC 24-01-01**

##### **Page 1**

##### **B.3.**

After "listed.", insert the following:

4. The social services and counseling program shall be reviewed annually to ensure the needs of the inmates are met.



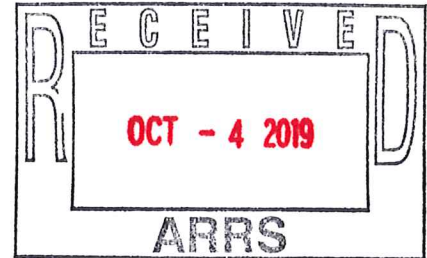
**Matthew G. Bevin**  
Governor

**COMMONWEALTH OF KENTUCKY  
TRANSPORTATION CABINET**

Frankfort, Kentucky 40622  
[www.transportation.ky.gov/](http://www.transportation.ky.gov/)

**Greg Thomas**  
Secretary

October 4, 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: **601 KAR 13:090**. Medical Review Board; basis for examination, evaluation, tests.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 601 KAR 13:090, the Transportation Cabinet proposes the attached amendment to 601 KAR 13:090.

Sincerely,

Larisa Plecha, Staff Attorney  
Kentucky Transportation Cabinet  
Office of Legal Services  
200 Mero Street, 6<sup>th</sup> Floor  
Frankfort, KY 40622



**Suggested Amendment**

**Final Version: 9/30/2019 3:12 PM**

**TRANSPORTATION CABINET  
Department of Vehicle Regulation  
Division of Driver Licensing  
(Amended After Comments)**

**601 KAR 13:090. Medical Review Board; basis for examination, evaluation, test.**

**Page 1**

**RELATES TO**

**Line 6**

After "KRS 186.411," insert "186.440(6)".

After "186.570", insert "Chapter 311".

**Page 1**

**STATUTORY AUTHORITY**

**Line 7**

After "KRS 186.400," delete "186.411,".

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Lines 10 and 11**

After "board and the", lowercase the first letter of "Department".

**Line 12**

After "and the forms", insert "incorporated".

Delete "adopted".

After "by the", lowercase the first letter of "Department".

**Page 1**

**Section 1**

**Line 16**

After "or the commissioner's", insert "designee".

Delete "representative".

**Page 2**

**Section 1(5)**

**Lines 5 and 6**

After "or the commissioner's", insert "designee".

Delete "representative".

**Page 2**

**Section 2(1)(a)**

**Line 14**

After "or the commissioner's", insert "designee".

Delete "representative".

**Page 2**

**Section 2(1)(a)1.**

**Line 23**

After "named in a", insert "notarized".

**Page 4**

**Section 2(2)(a)**

**Line 4**

After "or the commissioner's", insert "designee".

Delete "representative".

**Page 4**

**Section 2(2)(b)**

**Line 10**

After "13:100, Sections", insert "4 through 11".

Delete "4-11".

**Line 11**

After "is requested, a", insert quotation marks around "vision specialist".

After "as defined", insert "by".

Delete "in".

**Line 15**

After "is requested, a", insert quotation marks around "vision specialist".

After "as defined", insert "by".

Delete "in".

**Page 5**

**Section 2(3)(a)**

**Lines 4 through 6**

After "of Vehicle Regulation.", delete the remainder of paragraph (a) in its entirety.

**Page 5**

**Section 2(3)(c)**

**Line 14**

After "the required medical", insert "examination or examinations".

Delete "examination(s)".

**Page 6**

**Section 2(4)(d)**

**Line 4**

After "or the commissioner's", insert "designee".

Delete "representative".

**Page 6**

**Section 3(1)**

**Lines 9 and 10**

After "or the commissioner's", insert "designee".

Delete "representative".

**Page 6**

**Section 3(2)**

**Line 18**

After "the commissioner or", insert "the commissioner's designee".

Delete "his representative".

**Page 7**

**Section 3(4)**

**Line 5**

After "or the commissioner's", insert "designee".

Delete "representative".





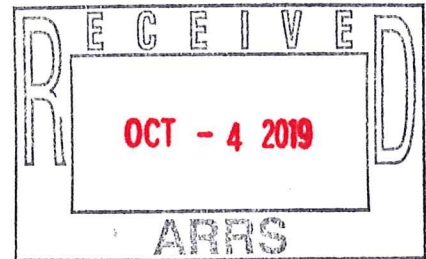
**Matthew G. Bevin**  
Governor

**COMMONWEALTH OF KENTUCKY  
TRANSPORTATION CABINET**

Frankfort, Kentucky 40622  
[www.transportation.ky.gov/](http://www.transportation.ky.gov/)

**Greg Thomas**  
Secretary

October 4, 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: **601 KAR 13:100**. Medical standards for operators of motor vehicles.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 601 KAR 13:100, the Transportation Cabinet proposes the attached amendment to 601 KAR 13:100.

Sincerely,

Larisa Plecha, Staff Attorney  
Kentucky Transportation Cabinet  
Office of Legal Services  
200 Mero Street, 6<sup>th</sup> Floor  
Frankfort, KY 40622



**Suggested Amendment**

**Final Version: 9/30/2019 3:32 PM**

**TRANSPORTATION CABINET  
Department of Vehicle Regulation  
Division of Driver Licensing  
(Amended After Comments)**

**601 KAR 13:100. Medical standards for operators of motor vehicles.**

**Page 1**

**RELATES TO**

**Line 6**

After "186.570", insert the following:

, 186.577, Chapter 218A, Chapter 311, Chapter 320

**Page 2**

**Section 1(4)**

**Line 2**

After "controlled substance as", insert "established in".

Delete "defined by".

**Page 2**

**Section 1(8)**

**Line 10**

After "compensates for", insert "a".

**Page 2**

**Section 1(13)**

**Line 23**

After "vehicle operator's license", insert "pursuant to".

Delete "under".

**Page 3**

**Section 1(21)**

**Line 19**

After "practice optometry as", insert "established in".

Delete "defined by".

**Page 3**

**Section 3**

**Line 2**

After "in Licensing Actions.", insert the following:

A person shall be ineligible to apply for, renew, or hold a motor vehicle operator's license if that person does not comply with the standards established in Sections 4 through 11 of this administrative regulation.

**Page 4**

**Section 3(1)(i)**

**Line 19**

After the notation, "(i)", insert quotation marks around "Overall condition".

After "as defined", insert "by".

Delete "in".

**Page 5**

**Section 3(8)**

**Lines 8 and 9**

Delete subsection (8) in its entirety.

**Page 5**

**Section 4(2)**

**Line 16**

After "Review Board may", insert the following:

pursuant to this administrative regulation and 601 KAR 13:090.

**Page 5**

**Section 4(3)**

**Line 21**

After "cardiovascular function criteria", insert the following:

established in paragraphs (a) through (g) of this subsection.

Delete the colon.

**Pages 5 and 6**

**Section 4(3)(a) through (e)**

**Lines 22, 24, 2, 3, and 5**

After the text of each paragraph, insert a period.

Delete the semicolon.

**Page 6**

**Section 4(3)(f)**

**Line 7**

After "with safe driving", insert a period.

Delete "; and".

**Page 6**

**Section 5(2)**

**Line 15**

After "Review Board may", insert the following:  
, pursuant to this administrative regulation and 601 KAR 13:090,

**Page 6**

**Section 5(3)**

**Line 20**

After "cerebrovascular function criteria", insert the following:  
established in paragraphs (a) through (c) of this subsection.  
Delete the colon.

**Page 6**

**Section 5(3)(a)**

**Line 21**

After "preventing safe driving", insert a period.  
Delete the semicolon.

**Page 7**

**Section 5(3)(b)**

**Line 23**

After "a vehicle", insert a period.  
Delete "; and".

**Page 7**

**Section 6(2)**

**Line 7**

After "Review Board may", insert the following:  
, pursuant to this administrative regulation and 601 KAR 13:090,

**Page 7**

**Section 6(3)**

**Line 12**

After "endocrine function criteria", insert the following:  
established in paragraphs (a) through (c) of this subsection.  
Delete the colon.

**Page 7**

**Section 6(3)(a)**

**Line 14**

After "with safe driving", insert a period.  
Delete the semicolon.

**Page 7**

**Section 6(3)(b)**

**Line 15**

After "impaired hypoglycemic reactions", insert a period.  
Delete "; and".

**Page 7**

**Section 7(2)**

**Line 24**

After "Review Board may", insert the following:  
, pursuant to this administrative regulation and 601 KAR 13:090,

**Page 8**

**Section 7(3)**

**Line 5**

After "musculoskeletal function criteria", insert the following:  
established in paragraphs (a) through (c) of this subsection.  
Delete the colon.

**Page 8**

**Section 7(3)(a)**

**Line 6**

After "a motor vehicle", insert a period.  
Delete the semicolon.

**Page 8**

**Section 7(3)(b)**

**Line 8**

After "motion or mobility", insert a period.  
Delete "; and".

**Page 8**

**Section 8(2)**

**Line 18**

After "Review Board may", insert the following:  
, pursuant to this administrative regulation and 601 KAR 13:090,

**Page 9**

**Section 8(3)**

**Line 1**

After "function criteria", insert the following:  
established in paragraphs (a) through (e) of this subsection.  
Delete the colon.

**Page 9**

**Section 8(3)(a)**

**Line 2**

After "seizure episode as", insert "established".

Delete "set forth".

After "KRS 186.411", insert a period.

Delete the semicolon.

**Page 9**

**Section 8(3)(b)**

**Line 3**

After "or sensory deficit", insert "while".

Delete "when".

**Line 4**

After "a vehicle", insert a period.

Delete the semicolon.

**Page 9**

**Section 8(3)(c)**

**Line 5**

After "weakness, muscle spasm", insert a comma.

After "impair safe driving", insert a period.

Delete the semicolon.

**Page 9**

**Section 8(3)(d)**

**Lines 6 and 7**

After "with safe driving", insert a period.

Delete the semicolon.

**Page 9**

**Section 8(3)(e)**

**Lines 8 and 9**

After "with safe driving", insert a period.

Delete "; and".

**Page 9**

**Section 9(2)**

**Line 18**

After "Review Board may", insert the following:

, pursuant to this administrative regulation and 601 KAR 13:090.

**Page 9**

**Section 9(3)**

**Line 24**

After "emotional function criteria", insert the following:  
established in paragraphs (a) through (g) of this subsection.  
Delete the colon.

**Page 10**

**Section 9(3)(a) through (e)**

**Lines 1 and 3 through 7**

After the text of each paragraph, insert a period.  
Delete the semicolon.

**Page 10**

**Section 9(3)(f)**

**Line 9**

After "with safe driving", insert a period.  
Delete "; and".

**Page 10**

**Section 10(2)**

**Line 17**

After the text of each paragraph, insert a period.  
Delete the semicolon.

**Page 10**

**Section 10(3)**

**Line 22**

After "respiratory function criteria", insert the following:  
established in paragraphs (a) and (b) of this subsection.  
Delete the colon.

**Page 10**

**Section 10(3)(a)**

**Line 23**

After "with safe driving", insert a period.  
Delete "; and".

**Page 11**

**Section 11(3)(a)**

**Lines 15 and 16**

After "visual fields in", insert "compliance with".  
Delete "satisfaction".

**Page 12**

**Section 11(3)(a)4.**

**Line 2**

After "acuity of 20/61", insert "or worse". Both instances.

**Page 12**

**Section 11(4)**

**Lines 16 and 17**

After "visual fields requirements", insert the following:  
established in subsection (3) of this section





**Matthew G. Bevin**  
Governor

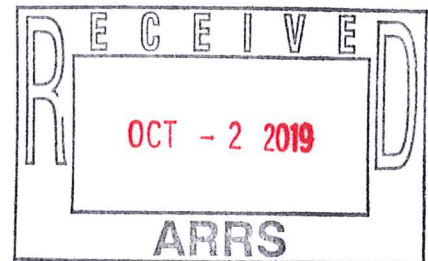
**Cabinet for Health and Family Services**  
**OFFICE OF LEGISLATIVE AND REGULATORY AFFAIRS**  
275 EAST MAIN, 5 W-A  
FRANKFORT, KENTUCKY 40621-0001  
(502) 564-7042  
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**Adam M. Meier**  
Secretary

**James C. Musser**  
Executive Director

October 2, 2019

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



Re: **907 KAR 3:170**. Telehealth service coverage and reimbursement..

Dear Regulations Compiler:

After discussions with various stakeholders of issues raised by 907 KAR 3:170, the Department for Medicaid Services proposes the attached agency amendment to 907 KAR 3:170.

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



**10/1/2019**  
**Agency Amendment**  
**CABINET FOR HEALTH AND FAMILY SERVICES**  
**Department for Medicaid Services**  
**Division of Policy and Operations**

**907 KAR 3:170 & E. Telehealth service coverage and reimbursement.**

**Page 26**

**Section 4(2)(e)**

**Line 22**

After "Ophthalmology", insert "and optometry".



**CABINET FOR HEALTH AND FAMILY SERVICES  
DEPARTMENT FOR MEDICAID SERVICES**

**Matthew G. Bevin**  
Governor

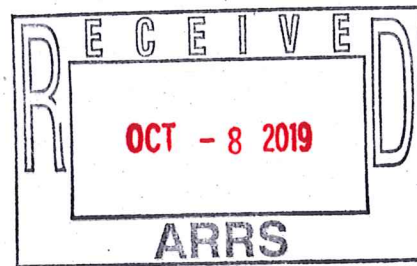
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Frankfort, KY 40621  
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**Adam M. Meier**  
Secretary

**Carol H. Steckel, MPH**  
Commissioner

October 4, 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 3:170. Telehealth service coverage and reimbursement.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 907 KAR 3:170, the Department for Medicaid Services proposes the attached amendment to 907 KAR 3:170. If you have any questions, please feel free to contact me at (502) 564-4321 ext. 2015.

Sincerely,

Jonathan T. Scott  
Regulatory and Legislative Advisor  
Department for Medicaid Services  
Cabinet for Health and Family Services

**10/4/2019**  
**SUGGESTED AMENDMENT**

**CABINET FOR HEALTH AND FAMILY SERVICES**  
**Department for Medicaid Services**  
**Division of Policy and Operations**

**907 KAR 3:170. Telehealth service coverage and reimbursement.**

**Page 1**

**RELATES TO**

**Line 6**

After "205.559," insert "205.5591".

**Line 7**

After "440.50", insert ", 45 C.F.R. 164.530".

**Page 27**

**Section 4(4)(a)**

**Line 17**

After "and may", insert the following:

clarify that certain asynchronous telehealth services meet the requirements of this section to be included as permissible asynchronous telehealth

Delete "expand".

After "are available," insert "if those".

**Lines 17-18**

After "telehealth services", delete "that".

**Page 27**

**Section 4(4)(b)**

**Line 21**

After "asynchronous service", insert the following:

that is determined by the department to meet the criteria established

Delete "expansion".