

ANDY BESHEAR
GOVERNOR

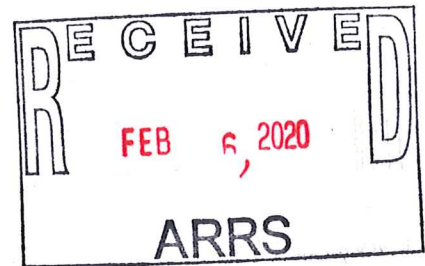


GERINA D. WHETHERS
SECRETARY

501 HIGH STREET, 3RD FLOOR
FRANKFORT, KENTUCKY 40601
PHONE: (502) 564-7430
FAX (502) 564-7603
[HTTPS://PERSONNEL.KY.GOV](https://personnel.ky.gov)

February 6, 2020

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 2:120. Incentive programs.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 101 KAR 2:120, the Personnel Cabinet proposes the attached amendment to 101 KAR 2:120.

Sincerely,

Rosemary G. Holbrook
Assistant General Counsel
Office of Legal Services

Attachment

SUGGESTED AMENDMENT

PERSONNEL CABINET

101 KAR 2:120. Incentive programs.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 8

After "18A.202", insert "(1)".

Page 2

Section 1(2)(a)

Lines 5-6

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

Page 2

Section 1(2)(b)

Line 7

Before "Before", delete "(b)".

After "each cabinet or", insert "independent".

Renumber paragraphs "(c)" through "(f)" as paragraphs "(b)" through "(e)".

Page 2

Section 1(2)(c)

Line 9

After "(c)", insert the following:

1. An employee shall use the Employee Suggestion Form to submit a suggestion.
- 2.

Line 10

After "it meets the", delete "above".

Lines 10-11

After "eligibility requirements", insert the following:

in subsection (1) of this section

Delete the following:

and the requirements set forth in the standard operating procedures

Page 2

Section 1(2)(d)

Line 12

After "meets eligibility", delete "and procedural".

Page 3

Section 1(3)(b)1.

Lines 12-13

After "suggester", insert "which".

Delete ". "Scope of duties"".

Page 4

Section 1(4)(a)

Lines 17-18

After "suggestion that", insert the following:

was denied or closed by

Delete the following:

has not received approval from

Page 4

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

Line 22

After "notice of denial", insert "or closing".

Page 15

Section 2(6)

Line 19

After "of Personnel.", insert the following:


Section 3. Incorporation by Reference. (1) "Employee Suggestion Form", February 2020, is incorporated by reference.

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Personnel Cabinet, 501 High Street, 3rd Floor, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m.

Employee Suggestion Form, February 2020

  New Suggestion

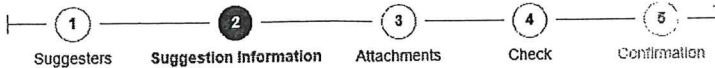


Submitters: Submitter: 00000000 

Submitter

Work Telephone Number

Anonymous Submitter: ☐



Give your Idea a distinctive Title

* Suggestion Title: 

Briefly describe current condition, method, or practice.

* Current Condition:

My suggestion for savings or improvement (be specific)

* My Suggestion:

List savings in time, materials, or other benefits etc.

* Savings:




Are there any supporting documents you wish to include with the suggestion?

Attachments: Attachment Title File

Attachment Title

Key

File Size

 No files attached yet



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*

February 3, 2020



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

Dear Ms. Caudill:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 102 KAR 1:125, Kentucky Teachers' Retirement System proposes the attached agency amendments to 102 KAR 1:125.

Sincerely,

Robert B. Barnes
Deputy Executive Secretary Operations and
General Counsel

Agency Amendment

Kentucky Teachers' Retirement System

102 KAR 1:125. Omitted contributions

Page 1

Line 4

After "contributions", insert ";Reinstatement of Accounts"

Page 1

RELATES TO

Line 5

After "KRS" insert "161.470,"

Page 2

Section 3

Lines 5 – 6

Delete the following:

Section 3. Payment may be made directly to the retirement system. Payments shall not be made in installments. A receipt shall be given to the member making a payment.



Andy Beshear
Governor

Commonwealth of Kentucky
Finance and Administration Cabinet
DEPARTMENT OF REVENUE
OFFICE OF TAX POLICY AND REGULATION

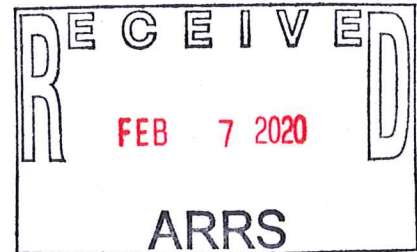
501 High Street, Station 1
Frankfort, KY 40601
(502) 564-3226
Fax (502) 564-9565
www.revenue.ky.gov

Holly M. Johnson
Secretary

Thomas B. Miller
Commissioner

February 7, 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 26:120, Advertising agencies

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 103 KAR 26:120, the Department of Revenue proposes the attached amendment to 103 KAR 26:120.

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



Andy Beshear
Governor

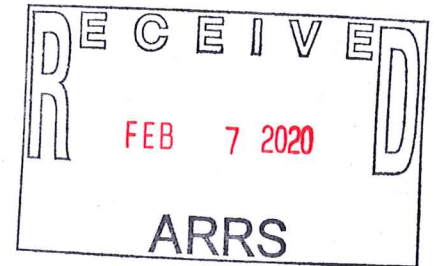
Commonwealth of Kentucky
Finance and Administration Cabinet
DEPARTMENT OF REVENUE
OFFICE OF TAX POLICY AND REGULATION
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Holly M. Johnson
Secretary

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February 7, 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 27:020, Blueprints and copies
103 KAR 27:120, Photographers, photo finishers, and x-ray labs

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 103 KAR 27:020 and 27:120, the Department of Revenue proposes the attached amendments to 103 KAR 27:020 and 27:120.

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 Version: 2/3/20

SUGGESTED AMENDMENT

FINANCE AND ADMINISTRATION CABINET

Department of Revenue

103 KAR 27:020. Blueprints and copies.

Page 1

STATUTORY AUTHORITY

Line 6

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

Page 1

Section 1

Line 13

After "digital property", insert a comma.

Lines 13-14

After "total charge for", insert "these".

Delete "such".



Andy Beshear
Governor

Commonwealth of Kentucky
Finance and Administration Cabinet
DEPARTMENT OF REVENUE
OFFICE OF TAX POLICY AND REGULATION
501 High Street, Station 1
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Holly M. Johnson
Secretary

Thomas B. Miller
Commissioner

February 7, 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 27:020, Blueprints and copies
103 KAR 27:120, Photographers, photo finishers, and x-ray labs

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 103 KAR 27:020 and 27:120, the Department of Revenue proposes the attached amendments to 103 KAR 27:020 and 27:120.

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 27:120. Photographers, photo finishers, and x-ray labs.

Page 1

STATUTORY AUTHORITY

Line 6

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

Page 1

Section 1(1)

Line 14

After "professional service", insert a comma.

Page 1

Section 1(2)

Line 20

After "personal property", insert a comma.

Page 2

Section 2(1)

Line 4

After "the negatives if", insert "the".

Delete "such".

Page 2

Section 3(1)

Line 15

After "to the sale of", insert "these".

Delete "such".

Page 2

Section 3(2)

Line 18

After "described in", insert "subsection (1)".

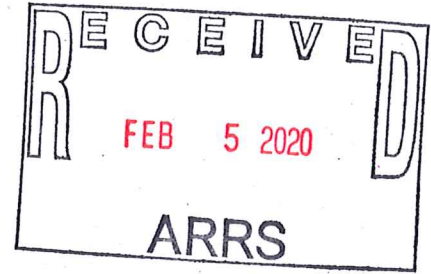
Delete "Subsection 1".



KENTUCKY RETIREMENT SYSTEMS

David L. Eager, Executive Director

Perimeter Park West • 1260 Louisville Road • Frankfort, Kentucky 40601
kyret.ky.gov • Phone: 502-696-8800 • Fax: 502-696-8822



February 5, 2020

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: 105 KAR 1:149. Quasi-governmental employer cessation window.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 105 KAR 1:149, Kentucky Retirement Systems proposes the attached amendment to 105 KAR 1:149.

Sincerely,

Victoria A. Hale
Staff Attorney

KENTUCKY RETIREMENT SYSTEMS
1260 Louisville Road
Frankfort, Kentucky 40601

**Suggested Amendment
FINANCE AND ADMINISTRATION CABINET
Kentucky Retirement Systems**

105 KAR 1:149. Quasi-governmental employer cessation window.

Page 1

RELATES TO

Line 5

After "KRS", insert "18A.205, 18A.225,".

After "61.705,", delete "18A.225, 18A.205,".

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 10

After "61.522(6)", insert "authorizes".

Delete "permits".

Page 2

Section 1(1)

Line 2

After "contributions, and", insert "does".

Delete "shall".

Page 3

Section 2(1)

Line 3

After "Form 7726,", delete the opening quotation marks.

Line 4

After "KRS 61.522(8).", delete the closing quotation marks.

Page 5

Section 3(4)

Line 9

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

Delete "In the event that".

Page 5

Section 4(1)

Line 13

After "Form 7727,", delete the opening quotation marks.

Line 14

After "Cessation", delete the closing quotation marks.

Page 7

Section 6(1)

Line 13

After "Systems shall", insert "attempt".

Delete "make reasonable efforts".

Page 7

Section 6(2)

Line 19

After "Form 1500,", delete the opening quotation marks.

After "Transfer Request", delete the closing quotation marks.

Page 11

Section 6(7)(b)

Line 1

After "or Kentucky Employees Retirement System", insert a comma.

Page 14

Section 10(3)(a)

Line 3

After "Form 7728,", delete the opening quotation marks.

Line 4

After "Employer Cessation", delete the closing quotation marks.

Page 15

Section 10(4)(a)

Line 2

After "KRS 61.522(3)", insert "(a)".

Page 16

Section 10(7)

Line 17

After "pursuant to", insert "subsection".

Page 18

Section 12(3)

Line 4

After "ceased employer, ", insert "shall".

Delete "must".

Page 18

Section 13

Line 15

After "date in this", insert "administrative".



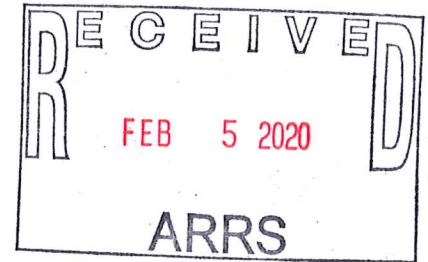
KENTUCKY RETIREMENT SYSTEMS

David L. Eager, Executive Director

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kyret.ky.gov • Phone: 502-696-8800 • Fax: 502-696-8822



February 5, 2020



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: 105 KAR 1:250. Participation of county attorney employees.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 105 KAR 1:250, Kentucky Retirement Systems proposes the attached amendment to 105 KAR 1:250.

Sincerely,

A handwritten signature in cursive script that reads "Victoria A. Hale".

Victoria A. Hale
Staff Attorney

KENTUCKY RETIREMENT SYSTEMS
1260 Louisville Road
Frankfort, Kentucky 40601

Suggested Amendment
FINANCE AND ADMINISTRATION CABINET
Kentucky Retirement Systems

105 KAR 1:250. Participation of county attorney employees.

Page 1

RELATES TO

Line 5

After "KRS", insert "61.685".

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 7

After "CONFORMITY:", insert the following:

KRS 61.645(9)(e) requires the board to promulgate administrative regulations necessary or proper to carry out the provisions of KRS 78.510 to 78.852.

Page 1

Section 1

Line 14

After "Section 1.", insert the following:

Submission of Form by County Attorney.

Line 18

After "- County Attorney", insert "Employees".

Delete "Employee".

Page 2

Section 2

Line 4

After "Section 2.", insert the following:

Procedures for Determining Membership.

Page 3

Section 3

Line 10

After "Section 3.", insert the following:

Audit of County Attorney's Determination.

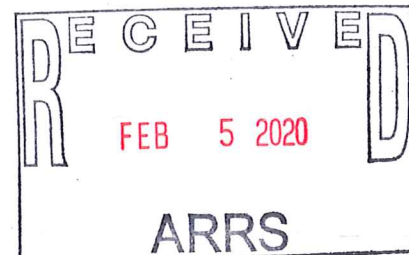
After "(1)", insert "Pursuant to KRS 61.685".



KENTUCKY RETIREMENT SYSTEMS

David L. Eager, Executive Director

Perimeter Park West • 1260 Louisville Road • Frankfort, Kentucky 40601
kyret.ky.gov • Phone: 502-696-8800 • Fax: 502-696-8822



February 5, 2020

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: 105 KAR 1:445. Electronic ballots in Trustee elections.

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 105 KAR 1:445, Kentucky Retirement Systems proposes the attached suggested substitute to 105 KAR 1:445.

Sincerely,

A handwritten signature in black ink that reads "Victoria A. Hale".

Victoria A. Hale
Staff Attorney

KENTUCKY RETIREMENT SYSTEMS
1260 Louisville Road
Frankfort, Kentucky 40601

SUGGESTED SUBSTITUTE

**FINANCE AND ADMINISTRATION CABINET
Kentucky Retirement Systems
(New Administrative Regulation)**

105 KAR 1:445. Electronic ballots in Trustee elections.

RELATES TO: KRS 61.645

STATUTORY AUTHORITY: KRS 61.645(4)(j), ~~[61.645]~~(9)(e)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 61.645(9)(e) requires the Board of Trustees of Kentucky Retirement Systems to promulgate all administrative regulations necessary or proper in order to carry out the provisions of KRS 16.505 to 16.652, 61.510 to 61.705, ~~[, 16.505 to 16.652]~~, and 78.510 to 78.852 and to conform to federal statutes and regulations. KRS 61.645(4)(j) [specifically] authorizes Kentucky Retirement Systems to promulgate an administrative regulation to implement the use of electronic ballots in the trustee election process and requires~~[while still permitting]~~ paper ballots to be mailed upon request of any eligible voter. This administrative regulation establishes the procedures and requirements for casting electronic and paper ballots, and~~[as well as]~~ the tabulation of the ballots~~[,]~~ for trustee elections.

Section 1. Definitions. (1) "Ballot" means a voting instrument, either electronic or paper, that includes~~[shall include]~~ the candidate's:

- (a) Name;
- (b) Recent photograph;
- (c) City and county of residence;
- (d) Employing agency and position title, or the employing agency from which the candidate last worked or retired and the position title of the last position held;
- (e) Education including schools and~~[and/or]~~ universities attended and degrees earned;
- (f) Whether or not the candidate has been convicted of a felony;
- (g) Any professional licenses or certifications held by the candidate~~[candidates]~~;
- (h) Any organization of which the candidate is a member that is listed on the candidate's application; and
- (i) The Web site~~[website]~~ address where each candidate's application filed by the candidate and the candidate's resume is~~[shall be]~~ available for viewing.

(2) "Candidate" means:

(a)1. A participating employee;

2.[,] Former employee whose membership has not been terminated under KRS

61.535:~~L~~] or

3. A retired member, who meets the requirements of KRS 61.645(6):~~L~~] and

(b) Is one (1) of not more than three (3) nominees from the Board of Trustees for each vacant position, nominated by petition by the membership of the system for which the vote is being taken, or who is written-in on a valid ballot.

(3) "Eligible voter" means any person who was a member or retired member of the retirement system for which the vote is being taken on or before December 31 of the year preceding the election year and who has provided Kentucky Retirement Systems ("Systems") with a valid email address or, if a paper ballot is requested pursuant to KRS 61.645(4)(j), a valid physical address.

(4) "Term of Office" means the period of membership on the Board of Trustees, which **begins[shall begin]** on April 1 of the year elected or appointed and **ends[shall end]** on March 31 four (4) years thereafter.

(5) "Valid Ballot" means a ballot either emailed or mailed by an eligible voter that has properly designated the voter's choice of eligible candidate or candidates for the number of vacancies being filled. ~~***[If an electronic ballot, the ballot must be cast on or before March 1. If a paper ballot, the ballot must be postmarked to the required address on or before March 1. Any ballot that does not meet this standard shall be invalid and not accepted. Moreover, each eligible voter shall only submit one (1) ballot and any subsequent ballot received will be invalid.]***~~

Section 2. **Paper Ballot Request.** (1) Between November 1 and November 30 of the year preceding the expiration of the term of office and the trustee election, an eligible voter may request a paper ballot through Member **or[and/or]** Retiree Self-Service. The Systems shall notify the eligible voter that an electronic ballot will be provided unless a paper ballot is requested during the requisite time. The Systems shall request that the eligible voter verify the email address attached to **his or her[their]** account.

(2) An eligible voter may also submit a written request for a paper ballot if received on or before November 30 of the year preceding the expiration of the term of office and the trustee election. Once an eligible voter elects to receive a paper ballot, the voter shall receive paper ballots for all subsequent elections unless the voter requests to vote electronically. A request to modify the type of ballot shall be received on or before November 30 of the year preceding the expiration of the term of office and the trustee election in order to be effective for the upcoming election.

Section 3. **Ballot Preparation.** (1) The Systems shall prepare the official ballot no later than three (3) months prior to the expiration of the term of office. The ballot, whether electronic or paper, shall contain instructions defining what constitutes a valid ballot. The Systems shall notify the eligible voter on the ballot that any invalid ballot

shall not be counted.

(2) For both electronic and paper ballots, the eligible voter shall check a square opposite of the candidate of ***his or her[their]*** choice pursuant to KRS 61.645(4)(f), or write-in the name of an eligible member, for each position to be elected.

Section 4. ***Delivery of Ballots.*** (1)(a) Electronic ballots shall be emailed to the eligible voter on or before January 20 of the year of the expiration of the term of office and the trustee election.

(b) The Systems shall use the email address on file on or before December 31 of the year preceding the expiration of the term of office and the trustee election. If the eligible voter does not have an email address on file or the Systems receives notification that the email address is invalid so that the electronic ballot cannot be sent, the Systems shall mail a paper ballot to the mailing address on file with the Systems. If the Systems receives a returned paper ballot with notification of a new mailing address from the United States Postal Service, the ballot will be sent to the new address ***if[as long as]*** the notification is received on or before one (1) week prior to the date the vote ***shall[must]*** be cast.

(c) The Systems shall be held harmless for any incorrect email address submitted by the member or inadvertently entered by the Systems.

(2)(a) Paper ballots shall be mailed to the eligible voter on or before January 20 of the year of the expiration of the term of office and the trustee election.

(b) The Systems shall use the mailing address on file with the Systems on or before December 31 of the year preceding the expiration of the term of office and the trustee election. If the Systems receives a returned paper ballot with notification of a new mailing address from the United States Postal Service, the ballot will be sent to the new address ***if[as long as]*** the notification is received on or before one (1) week prior to the date the vote ***shall[must]*** be cast.

(c) The Systems shall be held harmless for any incorrect mailing address submitted by the member or inadvertently entered by the Systems.

Section 5. ***Casting of Ballots. (1) If an electronic ballot, the ballot shall be cast on or before March 1.***

(2) If a paper ballot, the ballot shall be postmarked to the required address on or before March 1.

(3) Any ballot that does not meet this standard as established in subsection (1) or (2) of this Section shall be invalid and not accepted.

(4) Each eligible voter shall only submit one (1) ballot and any subsequent ballot received will be invalid.

Section 6. Review of Ballots. (1) The ballots shall be submitted to the board's contracted auditing firm. Access to the ballots shall be limited to the contracted auditing firm. The contracted auditor shall review each ballot to ascertain whether it is a valid ballot.

(2) Ballots returned to the Systems for faulty addresses, or ballots that are incorrectly returned or mailed to the street address of the Systems, shall be invalid. All invalid ballots shall remain unopened and returned to the board's contracted auditor. Once the final results are announced, the invalid ballots shall be shredded by the board's contracted auditing firm and a certificate shall be provided to the Systems confirming the shredding of the invalid ballots.

Section **7[6]. Tabulation of Ballots.** (1) After totaling the votes cast, the board's contracted auditing firm shall certify the results of the election in writing to the Chair of the Board of Trustees in care of the Executive Director. The certified results shall be received at the retirement office on or before March 15.

(2) Once all electronic and paper ballots have been counted and the election is final, the contracted auditing firm shall destroy all ballots, including data generated and stored from electronic ballots, and provide a certificate confirming the destruction of the ballots to the Systems.

Section **8[7]. Term of Office.** Candidates elected by a plurality of the votes cast by eligible voters shall begin their term of office on April 1.

Section **9[8]. Deadlines.** If any due date in this administrative regulation falls on a Saturday, Sunday, or day that the Systems is closed due to state holiday, the due date or time period deadline shall extend to the close of business of the next business day.



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

Andy Beshear
Governor

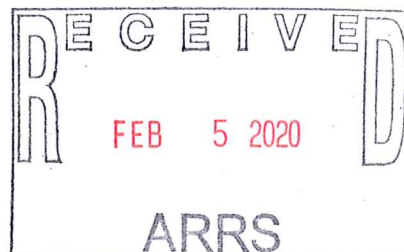
#1 Sportsman's Lane
Frankfort, Kentucky 40601
Phone (502) 564-3400
1-800-858-1549
Fax (502) 564-0506
fw.ky.gov

Mike Berry
Secretary

Rich Storm
Commissioner

January 3, 2020

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

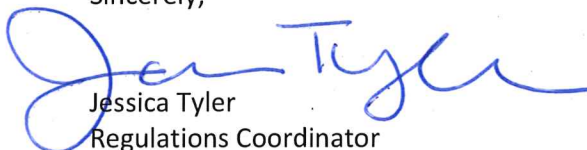


Re: 301 KAR 2:251, Hunting and trapping seasons and limits for furbearers

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 301 KAR 2:251, the Department of Fish and Wildlife Resources proposes the attached amendment to 301 KAR 2:251.

Sincerely,


Jessica Tyler
Regulations Coordinator

Staff-suggested Amendment

**Final Version 1/2/2020 11:24 a.m.
TOURISM, ARTS AND HERITAGE CABINET
Department of Fish and Wildlife Resources**

301 KAR 2:251. Hunting and trapping seasons and limits for furbearers.

Page 10

Section 13(1)(b)

Lines 19 and 20

After "as established in", insert "this".

After "Section", delete "13 of this administrative regulation".

Page 12

Section 14(2)(a)

Line 11

After "CITES tag", insert "as".

After "established in Section", insert "13".

Delete "14".



ANDY BESHEAR
GOVERNOR

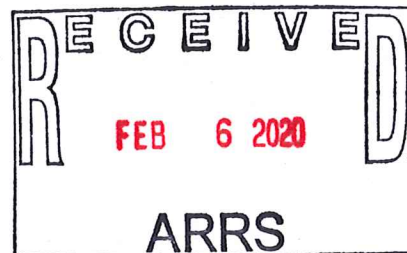
REBECCA W. GOODMAN
SECRETARY

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

ANTHONY R. HATTON
COMMISSIONER

300 SOWER BOULEVARD
FRANKFORT, KENTUCKY 40601
TELEPHONE: 502-564-2150
TELEFAX: 502-564-4245

February 6, 2020



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: 401 KAR 52:100. Public, affected state, and U.S. EPA Review

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by the above referenced administrative regulation, the Energy and Environment Cabinet, Division for Air Quality, proposes the attached amendments.

Sincerely,

A handwritten signature in blue ink, appearing to read "Melissa Duff".

Melissa Duff, Director
Division for Air Quality
300 Sower Boulevard, 2nd Floor
Frankfort, Kentucky 40601

MKD/md
Attachments

Final SUGGESTED SUBSTITUTE
2/6/2020 3:07 PM

ENERGY AND ENVIRONMENT CABINET
Department for Environmental Protection
Division for Air Quality

401 KAR 52:100. Public, affected state, and U.S. EPA review.

RELATES TO: KRS 224.10-100, 224.20-100, 224.20-110, 224.20-120, 40 C.F.R. Part 2, Part 51, Part 70, 42 U.S.C. 7410, 7661-7661f

STATUTORY AUTHORITY: KRS 224.10-100, 224.20-100, 224.20-110, 224.20-120, [40 C.F.R. ~~Parts 51, 70,~~] 42 U.S.C. 7410, 7661-7661f

NECESSITY, FUNCTION, AND CONFORMITY: KRS 224.10-100 authorizes the~~[requires the Environmental and Public Protection]~~ cabinet to promulgate administrative regulations for the prevention, abatement, and control of air pollution. This administrative regulation establishes the procedures used by the cabinet to provide for the review of **federally enforceable**~~[federally-enforceable]~~ permits by the public, affected states, and the U.S. EPA.

Section 1. Applicability. This administrative regulation shall apply to the permit actions established~~[specified]~~ in 401 KAR 52:020 and 401 KAR 52:030 that require public, affected state, and U.S. EPA review.

Section 2. Public Comment Period. (1) For permit actions that require public review, the cabinet shall:

- (a) Provide a minimum of thirty (30) days for public comment; and
- (b) Prepare a response to the comments received during the comment period.

(2) The comment period ***shall***:

(a) ***[Shall]***Begin on the date the public notice is posted on the ***cabinet's Web site***~~[Cabinet website]~~ at <https://eec.ky.gov>~~[published in the newspaper]~~; and

(b) ***[Shall]***End thirty (30) days after the date the public notice is posted on the ***cabinet's Web site***~~[Cabinet website]~~ at <https://eec.ky.gov>~~[publication date]~~.

(3) The cabinet shall consider:

- (a) All written comments received during the public comment period;
- (b) Comments received in alternate format to accommodate persons with disabilities; and
- (c) The permit applicant's written response concerning the public comments, if received not later than ten (10) days after the close of the public comment period.

(4) The cabinet shall keep a record of the commentors and issues raised during the

public comment period and shall make this record available, upon request, to the public and the U.S. EPA.

Section 3. Public Hearing. (1) A public hearing shall be held if the cabinet determines that:

(a) On the basis of written requests received, material issues have been raised concerning the terms and conditions of the permit; or

(b) The permit action is of significant interest to the public.

(2) A request for a public hearing shall not require an extension of the public comment period.~~[: however,]~~ The cabinet may allow additional time after the close of a public hearing for public hearing participants to submit ~~[their]~~ comments in writing.

(3) If a public hearing is held, the cabinet shall:

(a) Provide public notice on the **cabinet's Web site**~~[Cabinet website]~~ at <https://eec.ky.gov>, at least thirty (30) days prior to the scheduled public hearing date; and

(b) Designate a presiding officer, who shall be responsible for the scheduling and orderly conduct of the public hearing.

(4) Any person may submit statements or data during the public hearing concerning the permit action.

(5) The cabinet may:

(a) Set reasonable limits on the time allowed for oral statements; and

(b) Require that statements be submitted in writing.

(6) The cabinet shall:

(a) Consider all comments received at the public hearing, including comments received in alternate format to accommodate persons with disabilities;

(b) Keep a record of the participants and issues raised at the public hearing and make this record available, upon request, to the public and the U.S. EPA; and

(c) Make available to the public at a reasonable reproduction cost;

1. A ~~[tape]~~ recording or written transcript of the public hearing; and

2. If requested, a written transcript in large type or Braille.

Section 4. Public Notice. (1) The cabinet shall provide public notice of a public comment period and any scheduled public hearing on the **cabinet's Web site**~~[Cabinet website]~~ at <https://eec.ky.gov>. This shall be the cabinet's consistent method of public notice.

~~(2)[by prominent publication in the newspaper having the largest general circulation in the area where a facility is applying for a permit.~~

~~(2) The newspaper publication may be a paid advertisement, legal notice, or other appropriate format as determined by the cabinet.~~

~~(3)]~~ The cabinet may provide additional notice to the public through other methods,

including newspapers, newsletters, and press releases.

Section 5. Information Included in Public Notice. The public notice shall include~~[the following information]~~:

(1) **The** contact name and address of the Energy and Environment~~[Environmental and Public Protection]~~ Cabinet, Department ~~for~~~~[of]~~ Environmental Protection, Division for Air Quality;

(2) **The** name and address of the permit applicant and, if different, the name and address of the facility;

(3) **A** brief description of the business conducted at the facility and the activity involved in the permit action;

(4) **A** brief description of the comment procedures, including how to request a public hearing;

(5) **The** date, time, and place of the public hearing, if one (1) has been scheduled;

(6) **The** end date of the public comment period;

(7) **The** end date of the U.S. EPA's review period;

(8) **A** reference to the dates of previous public notices relating to the permit;

(9) **A** description of any emission change involved in a permit revision;

(10) For permits subject to review under 401 KAR 51:017, **the** degree of increment consumption expected to occur; and

(11) **The** name, address, and telephone number where interested persons may obtain~~[the following information]~~:

(a) Copies of the draft permit or permit revision;

(b) Relevant supporting material, including permit applications, permits, compliance plans, and monitoring and compliance certification reports, except for confidential business information pursuant to 40 C.F.R. Part 2 and 400 KAR 1:060; and

(c) Other materials available to the cabinet that are relevant to the permit decision.

Section 6. Distribution of Public Notice. Copies of the public notice shall be distributed as established~~[specified]~~ in this section. (1) For permit actions~~[that are]~~ subject to review under 401 KAR 51:017 or 51:052, the public notice shall be sent to:

(a) The permit applicant;

(b) The administrator of the U.S. EPA, through the appropriate regional office;

(c) Affected states;

(d) All persons on the mailing list established~~[specified]~~ in Section 7 of this administrative regulation; and

(e) The officials and agencies having authority over the area where the source will be located, as follows:

1. Local air pollution control agencies;

2. The chief executive of the city and county;

3. Any comprehensive regional land use planning agency; and
4. Federal land manager or Indian governing body whose land may be affected by the emissions from the proposed source, **as established in 40 C.F.R. 51.165.**

(2) For permit actions at a major source that are not subject to review under 401 KAR 51:017 or 401 KAR 51:052, the public notice shall be sent to:

- (a) The permit applicant;
- (b) The administrator of the U.S. EPA, through the appropriate regional office;
- (c) Affected states; and
- (d) All persons on the mailing list established~~[specified]~~ in Section 7 of this administrative regulation.

(3) For permit actions at a synthetic minor or conditional major source, notice shall be sent to:

- (a) The permit applicant;
- (b) The administrator of the U.S. EPA, through the appropriate regional office; and
- (c) All persons on the mailing list established~~[specified]~~ in Section 7 of this administrative regulation.

Section 7. Mailing List. (1) The cabinet shall compile and maintain a mailing list of persons who request to be notified of permit actions.

(2) The cabinet **shall**~~[may]~~:

(a) Notify the public of the opportunity to be on the list on the cabinet's Web site~~[Cabinet website]~~ at <https://eec.ky.gov>~~[through periodic publication in the public press, state-funded publications, or state law journals]~~; and

(b) Delete from the list persons who fail to **respond to the cabinet's request to** show continued interest in receiving notice.

Section 8. Public Inspection of Documents. (1) During the public comment period, the cabinet shall make available for public inspection all information, except that which is confidential, contained in the:

- (a) Permit application;
- (b) Draft permit; and
- (c) Supporting materials.

(2) The information shall be made available at:

(a) ~~The [main office of the]~~ Division for Air Quality, 300 Sower Boulevard, Frankfort, Kentucky 40601; and

(b) The Division for Air Quality Regional Office~~[Regional Office of the Division for Air Quality]~~ having jurisdiction over the source~~]; and~~

~~(c) The local public library or office of the county clerk in the county or counties where the source is located].~~

(3) The draft permit shall also be posted, for the duration of the public comment pe-

riod, on the ***cabinet's Web site***~~[internet]~~ at <https://eec.ky.gov>~~[For general permits, the information specified in subsection (1) of this section shall be made available in at least one (1) location of the cabinet's discretion].~~

Section 9. Affected States Review. Except as ***established***~~[provided]~~ in subsection (3) of this section, for permit actions that require affected state review, the cabinet shall provide the draft permit or permit revision to affected states at the same time or before notice of the permit action is provided to the general public. (1) The cabinet may accept a recommendation made by an affected state if the recommendation:

(a) Is received during the public comment period ~~established~~~~[specified]~~ in Section 2 of this administrative regulation;

(b) Is applicable to the permit action; and

(c) Does not conflict with the requirements of Kentucky Revised Statutes or 401 KAR Chapters 50 ***through***~~[to]~~ 65.

(2) If the cabinet does not accept a recommendation made by an affected state, the cabinet shall provide a written notice to the affected state and the U.S. EPA that:

(a) Gives the reason for not accepting the recommendation; and

(b) Is submitted to the state no later than the date the proposed permit is submitted to the U.S. EPA.

(3) For a minor permit revision at a major source, the cabinet shall:

(a)~~[Shall]~~ Provide notice to affected states with a brief description of the requested revision within five (5) workdays after a complete permit application is received; and

(b) After submittal of a proposed minor permit revision to the U.S. EPA~~[,]~~~~[the cabinet]~~:

1.~~[Shall]~~ Notify the affected state and the U.S. EPA if a recommendation is not accepted; and

2.~~[Shall]~~ Provide the reason for not accepting the recommendation.

Section 10. U.S. EPA Review. (1) For permit actions that require U.S. EPA review, the cabinet shall not issue a final permit, permit revision, or permit renewal until the U.S. EPA:

(a) Has had an opportunity to review and comment on the permit action and has not objected to issuance of the permit within the forty-five (45) day period for an objection; or

(b) Waives its right of review.

(2) The cabinet shall provide a statement that sets forth the legal and factual basis for the draft permit conditions, including references to applicable statutory or regulatory provisions, and shall send the statement to the U.S. EPA and to any other person who requests it.

(3) The cabinet shall provide the U.S. EPA with copies of the:

(a) Permit application, including attachments;

(b) Other permit-related information such as public comments, settlements, and decisions from permit appeals;

(c) Proposed permit or proposed permit revision; and

(d) Final permit or final permit revision.

(4) ~~[On a case-by-case basis and]~~With prior U.S. EPA approval, the cabinet may submit a summary form and the relevant portion of the permit application and compliance plan in lieu of the complete application and compliance plan.

(5) ~~[On a case-by-case basis and]~~With prior U.S. EPA approval, the cabinet may submit the draft permit or permit revision in lieu of a proposed permit or permit revision. For these submittals:

(a) The cabinet shall provide the U.S. EPA with:

1. The permit application, draft permit or permit revision, and supporting information no later than the first day of the public comment period; and

2. All timely submitted public comments after the close of the public comment period;

(b) The draft permit shall become the final permit or permit revision at the end of the U.S. EPA's forty-five (45) day review, unless:

1. A substantial change is made in the permit or permit revision following the public comment period; or

2. The U.S. EPA files an objection to the permit or permit revision.

(c) If a substantial change is made in the draft permit or permit revision, the cabinet shall make appropriate revisions and submit a proposed permit or permit revision to the U.S. EPA for another forty-five (45) day review period.

(6) If the U.S. EPA objects to the issuance of a permit or permit revision, the U.S. EPA shall:

(a) File a statement of objection, in writing, within forty-five (45) days after receiving the permit or permit revision and supporting information;

(b) Include in the statement the reasons for the objection and a description of the permit changes needed to resolve the objection; and

(c) Provide the permit applicant with a copy of the filed objection.

(7) After an objection is filed, the cabinet shall make the appropriate revisions and submit a new proposed permit or permit revision to the U.S. EPA within ninety (90) days after the objection is filed.

(8) If the cabinet does not submit a revised proposed permit or permit revision within ninety (90) days after an objection is filed, the U.S. EPA will[may] issue or deny the permit.

(9) If the U.S. EPA does not object to the issuance of a permit, a citizen may petition the U.S. EPA to file an objection.

(a) The U.S. EPA will[shall] file the citizen objection if the petition is:

1. Made within sixty (60) days following the end of the U.S. EPA's forty-five (45) day

review period; and

2. Based only on objections raised with reasonable specificity during the public comment period, unless:

a. The petitioner can demonstrate that it was impractical to raise the objection within the public comment period, or

b. The grounds for objection arose after the end of the public comment period.

(b) If the U.S. EPA objects to a permit action as a result of a petition filed, the cabinet shall not issue the permit until the U.S. EPA objection has been resolved, except that a petition for review does not stay the effectiveness of a permit or its requirements if the permit was issued after the end of the forty-five (45) day review period and prior to the U.S. EPA objection.

(c) If the cabinet issues a permit or permit revision prior to receipt of a U.S. EPA objection:

1. The U.S. EPA **will[may]** modify, terminate, or revoke the permit consistent with the procedures in 40 C.F.R. 70.7(g)(4) and (5);

2. The cabinet shall, upon receipt of the U.S. EPA objection,~~[then]~~ issue a revised permit that satisfies the U.S. EPA objection; and

3. The source shall not be in violation for failing to submit a complete and timely application.

(10) To the extent possible, all information provided to the U.S. EPA shall be submitted in an electronic format that is compatible with the U.S. EPA's national database management system.

(11) The cabinet shall keep records of all information submitted to the U.S. EPA for a period of **at least** five (5) years.

(12)(a) If the cabinet is authorized by the source to submit confidential information to the U.S. EPA, a claim of confidentiality shall accompany the relevant information.

(b) If the cabinet is not authorized by the source to submit confidential information to the U.S. EPA, the source shall submit the confidential information directly to the U.S. EPA with a claim of confidentiality.

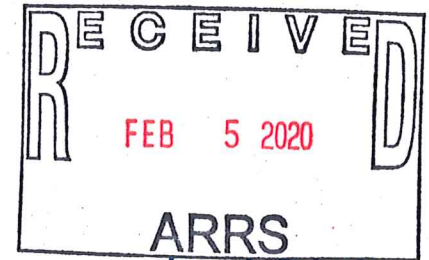


KENTUCKY LABOR CABINET
Department of Workers' Claims

Mayo-Underwood Building
500 Mero Street, 3rd Floor
Frankfort, KY 40601
Telephone: (502) 564-5550
<https://labor.ky.gov/comp>

Andy Beshear
Governor

Jacqueline Coleman
Lieutenant Governor



Larry L. Roberts
Secretary

Robert L. Swisher
Commissioner

February 5, 2020

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: 803 KAR 25:260 Treatment Guidelines

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 803 KAR 25:260, the Department of Workers' Claims proposes the attached amendment to 803 KAR 25:260.

Sincerely,

B. Dale Hamblin, Jr., General Counsel
Workers' Claims Legal Division
Department of Workers' Claims
Labor Cabinet
Mayo-Underwood Building, 3rd Floor
500 Mero Street
Frankfort, KY 40601

**Agency Amendment
LABOR CABINET
Department of Workers' Claims**

(Amended After Comments Version)

803 KAR 25:260. Treatment Guidelines.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 15

After "abrogate the right", insert the following:

, as provided in KRS 342.020,

After "of", insert "an".

Delete "the".

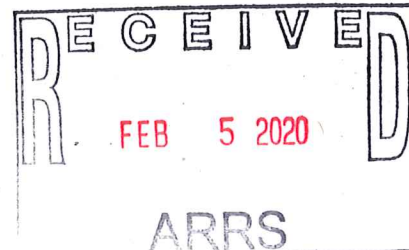
After "his treating physician", insert the following:

, or an employer to participate in a managed health care system

Lines 15-16

Delete the following:

as provided in KRS 342.020



Andy Beshear
Governor

Jacqueline Coleman
Lieutenant Governor

KENTUCKY LABOR CABINET
Department of Workers' Claims

Mayo-Underwood Building
500 Mero Street, 3rd Floor
Frankfort, KY 40601
Telephone: (502) 564-5550
<https://labor.ky.gov/comp>

Larry L. Roberts
Secretary

Robert L. Swisher
Commissioner

February 5, 2020

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: 803 KAR 25:260 Treatment Guidelines

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 803 KAR 25:260, the Department of Workers' Claims proposes the attached amendment to 803 KAR 25:260.

Sincerely,

B. Dale Hamblin, Jr., General Counsel
Workers' Claims Legal Division
Department of Workers' Claims
Labor Cabinet
Mayo-Underwood Building, 3rd Floor
500 Mero Street
Frankfort, KY 40601

**Suggested Amendment
LABOR CABINET
Department of Workers' Claims**

(Amended After Comments Version)

803 KAR 25:260. Treatment Guidelines.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 9

After "law judges", insert "if".

Delete "so long as".

Line 10

After KRS 342.035", insert "(8)(a)".

Line 12

After "Chapter 324 and", insert "to".

Line 13

After "developed or adopted", insert the following:
practice parameters or evidence-based

Page 2

Section 1(2)

Line 3

After "Commissioner", and the closing quotation marks, insert the following:
is defined by KRS 342.0011(9)

Lines 3-4

Beginning with "means the commissioner", delete the remainder of subsection (2) of this section in its entirety, except for the final period.

Page 2

Section 1(3)

Line 5

After "Department", and the closing quotation marks, insert the following:
is defined by KRS 342.0011(8)

Lines 5-6

Beginning with "or "Department of Workers' Claims'", delete the remainder of subsection (3) of this section in its entirety, except for the final period.

Page 2

Section 1(4)

Line 8

After "provisions of", insert "KRS Chapter 342".

Delete "the Act".

Page 2

Section 1(6)

Line 14

After "clinical issue", insert "by".

Delete "thereby".

Page 3

Section 1(9)

Line 3

After "medical attention", insert "may".

Delete "could".

Page 3

Section 1(10)

Lines 5-6

After "self-insurer," insert "or".

Delete "and".

Page 3

Section 1(11)

Line 10

After "license", insert a period.

Delete the semicolon.

Page 3

Section 1(12)

Line 11

After "(12)", insert "(a)".

Page 3

Section 1(12) and Section 1(12)(a)

Lines 14-15

After "that are:", insert "1.".

Delete "(a)".

Page 3

Section 1(12)(a) and Section 1(12)(b)

Lines 15-16

After "practice;", insert "2.".

Delete "and (b)".

Page 3

Section 1(12)(b)

Lines 16-17

After "duration; and", insert "3".

Capitalize the first letter of "considered".

Line 17

After "injury", insert a comma.

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

Page 5

Section 3(7)

Line 16

After "unless it was", insert ":(a)".

Capitalize the first letter of provided.

After "emergency;", insert "(b)".

Delete "was".

Capitalize the first letter of "authorized".

Line 17

After "medical payment obligor; or", insert "(c)".

Delete "was".

Capitalize the first letter of "approved".

Page 8

Section 4(4)

Line 1

After "peer-to-peer conference", insert "shall".

Delete "must".

Page 9

Section 5 and Section 5(1)

Lines 10-11

After "Dates.", delete "(1)".



PUBLIC PROTECTION CABINET

Department of Insurance

P.O. Box 517
Frankfort, Kentucky 40602-0517
1-800-595-6053
<http://insurance.ky.gov>

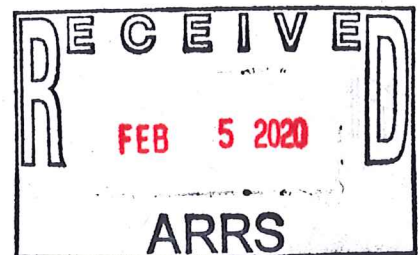
Andy Beshear
Governor

Kerry B. Harvey
Secretary

Sharon P. Clark
Commissioner

February 4, 2020

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 **806 KAR 17:480**, the Department of Insurance proposes the attached agency and staff amendments to 806 KAR 17:480.

Sincerely,

A handwritten signature in blue ink that reads "DJ Wasson".

DJ Wasson, Executive Advisor
Department of Insurance
500 Mero St.
Frankfort, Kentucky 40601

Agency Amendment

2/04/2020

PUBLIC PROTECTION CABINET

Department of Insurance

806 KAR 17:480. Uniform evaluation and reevaluation of providers.

Page i

Section 1

Line 2

After "Reevaluation", insert "-11/2019".

Delete "2009".

Page 46

Section A

Line 3

After "KAPER-1", insert "(11/2019)".

Delete "(11/2009)".

Page 47

Section FOOTER

Line 1

After "KAPER-1", insert "(11/2019)".

Delete "(11/2009)".

Page 60

Section B

Line 1

After "KAPER-1", insert "(11/2019)".

Delete "(1/2019)".



PUBLIC PROTECTION CABINET

Andy Beshear
Governor

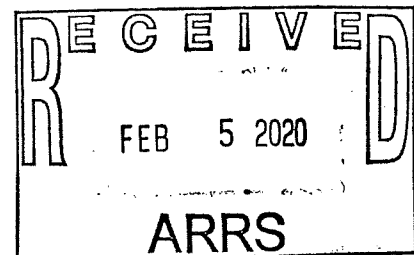
Department of Insurance
P.O. Box 517
Frankfort, Kentucky 40602-0517
1-800-595-6053
<http://insurance.ky.gov>

Kerry B. Harvey
Secretary

Sharon P. Clark
Commissioner

February 4, 2020

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 806 KAR 17:480, the Department of Insurance proposes the attached agency and staff amendments to 806 KAR 17:480.

Sincerely,

DJ Wasson, Executive Advisor
Department of Insurance
500 Mero St.
Frankfort, Kentucky 40601

Staff-suggested Amendment

Final Version 2/03/2020 10:15 a.m.

PUBLIC PROTECTION CABINET

Department of Insurance

806 KAR 17:480. Uniform evaluation and reevaluation of providers.

Page 3

Section 2(1)

Line 2

After "section, an insurer", insert "that".

Delete "which".

Page 4

Section 2(2)(d)

Lines 2 and 3

After "final determination regarding", insert "credentialing".

Delete "credential".

Page 4

Section 3(1)

Line 19

After "Form KAPER-1", insert "(11/2019)".

Delete "(4/2009)".



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

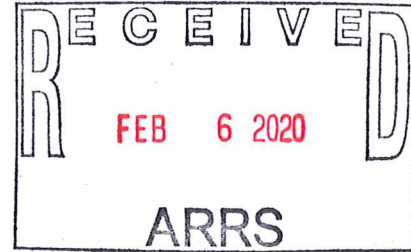
David Moore
Acting Commissioner

500 Mero Street, 1st Floor
Frankfort, KY 40601
Phone: 502-573-0365
Fax: 502-573-1057
<http://dhbc.ky.gov>

Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:010 Definitions for 815 KAR Chapter 20

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:010, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:010.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

Suggested Amendment
Final Version: 2/4/2020 9:57 AM

PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

815 KAR 20:010. Definitions for 815 KAR Chapter 20.

Page 1

RELATES TO

Line 5

After "Chapter 318", insert "42 U.S.C. 300g-6".

Page 1

Section 1(2)

Line 14

After "provisions of the", insert "Kentucky".

Capitalize the first letters of "state", "plumbing", and "code".

Page 2

Section 1(8)

Line 6

After "means the", delete the opening quotation mark.

After "or Materials List", insert the following:

as established in 815 KAR 20:020, Section 4

Delete the closing quotation mark.

Page 2

Section 1(10)

Lines 8 and 9

After "applicable specification stated", insert "established".

Page 2

Section 1(12) and (13)

Lines 12 through 15

After "(12)", delete the remainder of subsection (12) in its entirety and delete the notation, "(13)".

Page 2

Section 1(13)

Line 15

After "of Mechanical Engineers.", insert the following:

(13) "Aspirator" means a fitting or device supplied with water or other fluid under positive pressure, which passes through an integral orifice or constriction causing a vacuum. Aspirators are often referred to as suction apparatus and are similar in operation to an ejector.

Page 3

Section 1(18)

Line 1

After "arrangement whereby backflow", insert "could".

Delete "may".

Page 3

Section 1(22)

Line 12

After "mechanical means and", insert "with or without".

Delete the following:

which may or may not have

Page 4

Section 1(36)

Line 22

After "of persons, animals", insert a comma.

Page 6

Section 1(54)

Line 13

After "(54)", insert the following:

"Combination waste and vent system" means a specifically designed system of waste piping embodying the horizontal wet venting of one (1) or more sinks or floor drains by means of a common waste and vent pipe adequately sized to provide free movement of air above the free water surface in the drain.

(55)

Page 6

Section 1(54) and (55)

Lines 14 and 15

After "administrative regulation.", insert "(56)".

Delete "(55)".

Page 6

Section 1(56)

Lines 17 through 20

Delete subsection (56) in its entirety, as it has been moved to subsection (54) for alphabetization.

Page 7

Section 1(62)

Line 13

After "After "the vacuum breaker", insert "could".

Delete "may".

Line 15

After "of the device", insert "is".

Delete "shall be".

Page 8

Section 1(77)

Line 22

After "means "leaching well", insert "or pit". (Insert within the quotation marks.)

Page 9

Section 1(84)

Line 12 13

After "effective date of", insert "the applicable provision of".

Page 9

Section 1(85)

Line 14

After "associated with ""farmstead", insert a comma before the closing quotation mark.

Page 10

Section 1(91)

Line 3

After ""Fixture unit, drainage", insert """ or "d.f.u."".

Page 10

Section 1(92)

Line 8

After ""Fixture unit, drainage", insert """ or "s.f.u."".

Page 11

Section 1(104)

Line 12

After "at exterior walls.", insert "If".

Delete "Where".

Page 11

Section 1(109)

Line 23

After "or dental office", delete the remainder of this subsection, except the period.

Page 12

Section 1(116)

Line 16

After "drainage system, but", insert "that".

Delete "which".

Page 13

Section 1(119)

Line 1

After "means a supply", insert a comma.

Page 13

Section 1(122)

Line 7

After "to sanitary principles", insert "and potentially".

Delete the comma.

Page 14

Section 1(139)

Line 21

After "dioxide, and helium", delete the remainder of subsection (139), except the period.

Page 15

Section 1(140)

Line 3

After "gas disposal applications", delete the remainder of subsection (140), except the period.

Page 15

Section 1(148)

Line 17

After "detrimental to health", insert ", including: (a) A".

Delete "; whatever".

Line 18

After "structure, or premise", delete "is".

After "sewered, drained, cleaned", insert a comma.

Line 19

After "actual use; and", insert "(b) An agent that".

Delete "whatever".

After "renders the air", insert a comma.

Delete "or".

After "food or drink", insert a comma.

After "or", insert "a".

Page 15

Section 1(149)

Line 22

After "permit nurses to", insert "; (a)".

Capitalize the first letter of "record".

Page 16

Section 1(149)

Line 1

After "progress", insert "; (b) Observe".

Delete the comma.

After "and control", insert "a".

Delete "of".

After "corridor", insert "(c) Prepare".

Delete ", preparation of".

After "medicines", insert "; and (d)".

Delete ", and".

Capitalize the first letter of "maintain".

Page 16

Section 1(152)

Line 8

After "vent systems", insert a semicolon.

Delete the comma.

After "house sewers", insert a semicolon.

Delete the comma.

After "potable water supply", insert a semicolon.

Delete the comma.

After "plumbing fixtures", insert a semicolon.

Delete the comma.

Page 16

Section 1(159)

Line 18

After "operation and control", insert "can".

Delete "may".

Page 17

Section 1(162)

Line 18

After "enforcement of the", insert the following:

Kentucky State Plumbing Code, KRS Chapter 318, and 815 KAR
Chapter 20

Delete the following:

state plumbing laws and code

Page 17

Section 1(163)

Line 19

After ""Plumbing repair" means", insert a comma.

After "in the code", insert a comma.

Delete "to mean".

Line 20

After "putting together", insert "a part or parts".

Delete "that which is".

Page 17

Section 1(164)

Line 21

After ""Plumbing system" means", delete "the following:".

Line 22

After "the soil, waste", insert a comma.

Page 18

Section 1(164)

Line 1

After "and house sewer;", insert "and".

Lines 1 and 2

After "their devices, appurtenances", insert a comma.

Page 18

Section 1(166)

Lines 6 and 7

After "401 KAR Chapter 8", insert the following:

and the Kentucky State Plumbing Code established in 815 KAR Chapter 20

Delete the remainder of subsection (166), except the period.

Page 18

Section 1(167)

Line 8

After "(167) "Private", insert a closing quotation mark.

After "or", insert an opening quotation mark.

Lines 8 and 9

After "of plumbing fixtures,", delete "private applies to".

Line 9

After "fixtures in residences", insert a comma.

Delete "and".

After "apartments", insert a comma.

After "and", delete "to fixtures in".

Lines 9 and 10

After "bathrooms of hotels", insert a comma.

Page 18

Section 1(169)

Line 14

After "(169) "Public", insert a closing quotation mark.

After "or", insert an opening quotation mark.

Lines 14 and 15

After "of plumbing fixtures,", delete "public applies to".

Page 21

Section 1(204)

Line 15

After "devices are portable", insert "while".

Page 21

Section 1(206)

Lines 19 and 20

After "(206)", insert the following:

"Sterilizer, pressure (autoclave)" or "autoclave" means a fixture (pressure vessel) designed to use steam under pressure for sterilizing.

(207)

Page 21

Section 1(207)

Lines 21 and 22

Delete subsection (207) in its entirety.

Page 22

Section 1(217)

Line 20

After "securing pipe, fixtures,", insert "or".

Delete "and".

Page 22

Section 1(218)

Line 23

After "swimming, diving, wading", insert a comma.

Page 24

Section 1(236)

Line 17

After "(236)", insert the following:

"Water heater" means "water heating device," as defined by KRS 318.200(1).

(237)

Note to Compiler: Renumber the remaining subsections accordingly.



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

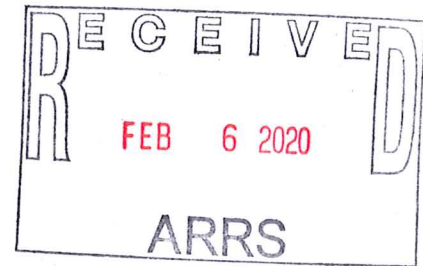
David Moore
Acting Commissioner

500 Mero Street, 1st Floor
Frankfort, KY 40601
Phone: 502-573-0365
Fax: 502-573-1057
<http://dhbc.ky.gov>

Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:020 Parts or materials list

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:020, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:020.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

Suggested Amendment

Final Version: 2/4/2020 2:17 PM

**PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction**

815 KAR 20:020. Parts or materials list.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 11

After "establishes an", delete the quotation marks around "approved parts or materials list" and capitalize the first letter of "approved", "parts", "materials", and "list".

Page 2

Section 2(1)(c)

Line 20

After "of other authorities", insert "that".
Delete "which".

Page 3

Section 2(2)(b)

Line 2

After "material in Section", insert "4".
Delete "5".

Page 4

Section 4(2)(g)

Line 7

After "closets shall use", insert "zero and".
After "eight-tenths", insert "(0.8)".
Delete "(.8)".

Page 5

Section 4(5)(b)

Line 4

After "have a base", insert "that".
Delete "which".

Page 5

Section 4(5)(f) and (g)

Line 14

Note to Compiler: Please insert a hard return and a tab before subsection (g).

Page 6

Section 4(8)

Line 6

After "drains, urinal drains", insert a comma.

Page 6

Section 4(9)

Line 9

After "continuous sink wastes", insert a comma.

Page 6

Section 4(10)(b)

Line 16

After "use or instantaneous", insert a period.

Delete the semicolon.

Page 7

Section 4(10)(b)4.

Line 7

After "PH-24M-DN", insert a comma.

Page 8

Section 4(10)(b)12.

Line 1

After "VES9/18", insert a comma.

Page 8

Section 4(10)(b)15.

Line 7

After "use water heater", insert a semicolon.

Delete the period.

Page 8

Section 4(10)(b)18.

Lines 12 and 13

Except for the final semicolon in this subparagraph, change all the semicolons to comma.

Line 13

After "#1834/480", insert a comma.

Page 8

Section 4(10)(b)19.

Line 16

After "18/125)PC", insert a comma.

Line 17

After "water for showers", insert a semicolon.
Delete the period.

Page 8

Section 4(10)(b)20.a.

Line 19

After "DHC 6", insert a comma.

Page 9

Section 4(10)(b)21.

Line 1

After "125FX", insert a comma.

Page 9

Section 4(10)(b)23.

Line 4

After "2.5, 4", insert a comma.

Page 9

Section 4(10)(b)26.

Line 9

After "#165", insert a comma.

Line 10

After "pressure relief valve", insert a semicolon.
Delete the period.

Page 9

Section 4(10)(b)27.

Line 11

After "2532FFU", insert a comma.

Page 9

Section 4(10)(b)29.

Line 15

After "T-KLS", insert a comma.
Delete the semicolon.

Line 16

After "T-K JR", insert a comma.
Delete the semicolon.
After "T-K2", insert ", and".
Delete the semicolon.

Page 10

Section 4(16)

Line 19

After "shower stalls, bathrooms," insert "and".

Page 11

Section 4(18)

Line 3

After "dishwashers", insert a comma.

Page 11

Section 4(20)(c)

Line 14

After "SI-102-50G", insert a comma.

Page 12

Section 4(20)(g)

Line 2

After "2635", insert a comma.

Page 12

Section 4(20)(h)

Line 5

Note to Compiler: Please insert a hard return and tab after "be permitted; and", before "(i)".

Page 13

Section 4(28)(a)

Line 4

After "3283", insert a comma.

Page 14

Section 4(33)(b)

Lines 1 and 2

After "plastic, steel", insert a comma.

Line 3

After "iron, plastic", insert a comma.

After "two (2) inch", insert "; and".

Delete the comma.

Page 14

Section 4(35)

Line 10

Note to Compiler: Please insert a hard return and tab after "wastes;" before "(36)".

Page 14

Section 4(40)(a)

Line 20

After "Appliance (dishwasher) Wye,", insert "and".

Page 15

Section 4(44)

Line 9

After "forms the joint", insert a period.

Delete the semicolon.

Page 15

Section 4(45)

Lines 14 and 15

After "(6) inch sizes", insert a period.

Delete the semicolon.

Page 15

Section 4(45)(a)

Line 16

After "(a) A video", insert "recording".

Delete "camera tape".

Page 15

Section 4(45)(b)

Line 18

After "is complete, another", insert "video recording".

Delete "tape".

Page 16

Section 4(51)

Line 13

After "ASTM A74", insert "and".

Delete the comma.

Page 16

Section 4(52)

Line 15

After "APL 2000 shall", insert "comply with".

Delete the following:

be subject to the conditions established in

Page 16

Section 4(52)(d)

Line 21

After "exposed piping and", insert "the".

Page 16

Section 4(53)

Line 23

After "Base Products Corporation", insert a period.
Delete the semicolon.

Page 17

Section 4(54)

Line 7

After "Lateral Lining System.", delete the colon.

Page 17

Section 4(54)(a)

Line 9

After "and exterior installations", insert a period.
Delete the semicolon.

Page 17

Section 4(54)(b)

Line 10

After "applications shall be", insert "video recorded".
Delete "videoed".

Line 11

After "4(2) or (3)", insert a period.
Delete the semicolon.

Page 17

Section 4(54)(c)

Line 12

After "applications shall be", insert "video recorded".
Delete "videoed".

Line 13

After "Section 4(6)", insert a period.
Delete "; and".

Page 17

Section 4(57)(a)

Line 20

After "and exterior installations", insert a period.
Delete the semicolon.

Page 17

Section 4(57)(b)

Line 21

After "applications shall be", insert "video recorded".
Delete "videoed".

Line 22

After "4(2) or (3)", insert a period.
Delete the semicolon.

Page 18

Section 4(57)(c)

Line 1

After "applications shall be", insert "video recorded".
Delete "videoed".

Line 2

After "Section 4(6)", insert a period.
Delete "; and".

Page 18

Section 4(58)

Line 4

After "Nuflow System", insert a period.
Delete the semicolon.

Page 18

Section 4(58)(a)

Line 6

After "and exterior installations", insert a period.
Delete the semicolon.

Page 18

Section 4(58)(b)

Line 7

After "applications shall be", insert "video recorded".
Delete "videoed".

Line 8

After "4(2) or (3)", insert a period.
Delete the semicolon.

Page 18

Section 4(58)(c)

Line 9

After "application shall be", insert "video recorded".
Delete "videoed".

Line 10

After "Section 4(6)", insert a period.
Delete "; and'.

Page 19

Section 4(65)(a)

Line 9

After "self-fusing,", insert "formaldehyde-free".
Delete "formaldehyde".



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

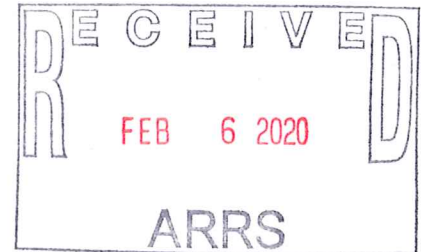
David Moore
Acting Commissioner

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Frankfort, KY 40601
Phone: 502-573-0365
Fax: 502-573-1057
<http://dhbc.ky.gov>

Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:030 Plumbing licenses

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:030, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:030.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

REVISED:
2/4/2020 1:27 PM
Suggested Amendment
Public Protection Cabinet
Department of Housing, Buildings and Construction

815 KAR 20:030. Plumbing Licenses.

Page 1

NECESSITY, FUNCTION, AND CONFORMITY

Line 9

After "318.130 requires the", insert the following:

Department of Housing, Buildings and Construction

Delete "department".

Page 4

Section 1(2)(b)2.

Line 14

After "vents and the", insert "connected".

After "fixtures", delete "connected thereto".

Page 5

Section 1(2)(b)3.

Line 2

After "certain activities", insert comma.

Page 5

Section 1(3)(c)

Line 18

After "who has", insert "a".

Delete "an approved".

Line 19

After "on file", insert the following:

, approved in accordance with subsection (1) of this section

Page 6

Section 1(4)(d)

Line 10

After "applicant", insert "shall".

Delete "must".

Page 7

Section 2(2)

Line 7

Before "An applicant", insert "(a)".

Page 7

Section 2(2)(a)

Line 8

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

Delete "(a)".

Page 7

Section 2(2)(b)

Line 9

Before "(b)", insert "2.".

Delete "(b)".

Page 7

Section 2(2)(c)

Line 12

Before "(c)", insert "3.".

Delete "(c)".

Page 7

Section 2(2)(d)

Line 13

Before "(d)", insert "(b)".

Delete "(d)".

After "under", insert "subsection (1)".

Delete "paragraphs".

Line 14

After "or (d)", delete "in subsection (1)".

Page 8

Section 3(1)(b)

Line 1

After "approved course", insert the following:

that includes content on the practice of plumbing or the Kentucky State Plumbing Code

Page 9

Section 4(2)(a)1.

Line 1

After "\$125", insert period.

Delete semicolon.

Page 9

Section 4(2)(c)2.

Line 11

After "journeyman plumber", insert period.

Delete semicolon.



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

David Moore
Acting Commissioner

500 Mero Street, 1st Floor
Frankfort, KY 40601
Phone: 502-573-0365
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Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:050 Installation permits

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:050, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:050.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

REVISED:
2/4/2020 10:22 AM
Suggested Amendment
Public Protection Cabinet
Department of Housing, Buildings and Construction

815 KAR 20:050. Installation permits.

Page 3

Section 2(b)4. *(renumbered by compiler as "3.")*

Line 8

After "compliance with", insert "815 KAR Chapter 20".

Delete "the code".

Page 4

Section 3(1)(b)

Line 5

After "include", insert colon.

Delete semicolon.

Page 4

Section 3(2)(a)

Line 15

After "building if", insert colon.

Delete semicolon.

Page 4

Section 3(2)(a)1.

Line 16

After "openings", insert the following:

for plumbing fixtures or appliances, present and future

Page 5

Section 3(2)(b)

Line 3

After "dwelling if", insert colon.

Delete semicolon.

Page 5

Section 3(2)(b)2.

Line 5

After "Water", insert the following:
in accordance with 401 KAR Chapter 5

Page 5

Section 3(2)(c)3.

Line 18

After "Water", insert the following:
in accordance with 401 KAR Chapter 5

Page 5

Section 3(2)(c)4.

Line 20

After "Water", insert the following:
in accordance with 401 KAR Chapter 5

Page 7

Section 4(3)(b)

Line 2

After "subsections", insert "(1) or (2)".
Delete "1 or 2".

Page 8

Section 6(2)

Line 2

After "(12) months.", insert the following:
Section 6. Incorporation by Reference.
(1) "Plan Application Form", 2/2020, is incorporated by reference.
(2) This material may be inspected, copied, or obtained, subject to
applicable copyright law, at the Department of Housing, Buildings and
Construction, Division of Plumbing, 500 Mero Street, Frankfort
Kentucky 40601-5412, Monday through Friday, 8 a.m. to 4:30 p.m. and
is available online at <http://dhbc.ky.gov>.

SUMMARY OF MATERIAL INCORPORATED BY REFERENCE

The Plan Application Form, 2/2020, which is incorporated by reference, is a two (2) page form that a person submitting construction documents ("plans") for review and approval by the Department of Housing, Buildings and Construction as well as local health departments. The Plan Application Form, 2/2020 aids department personnel reviewing plans and contains information not found on the construction documents themselves. KRS 318.130 requires the department to promulgate an administrative regulation establishing the Kentucky State Plumbing code to regulate the construction, installation, and alteration of plumbing, plumbing fixtures and appliances, house sewers and private water supplies, and methods and materials to be used therein. KRS 198B.040(10) grants the department the authority to promulgate administrative regulations for the safe installation and operation of plumbing and plumbing fixtures. KRS 198B.050(1) requires the department to adopt and promulgate a mandatory Uniform State Building Code that establishes the standards for construction of all buildings in the state, including the review and approval, as necessary, of building plans for conformance with the Uniform State Building Code prior to construction. KRS 318.134 and KRS 318.160 require any person who desires to construct, install, or extensively alter any plumbing, sewerage, or water supply system of any public building or establishment to submit plans to the department for approval.



PLAN APPLICATION FORM

PUBLIC PROTECTION CABINET DEPARTMENT OF HOUSING, BUILDINGS AND CONSTRUCTION DIVISION OF BUILDING CODE ENFORCEMENT & DIVISION OF PLUMBING

500 Mero Street, 1st Floor
Frankfort, Kentucky 40601-1987

BUILDING CODES: (502) 573-0373 PLUMBING: (502) 573-0397



NOTE: Complete all applicable spaces

Today's Date:

REV.02/2020

NAME OF PERSON SUBMITTING PLANS	Phone () - Ext	IS THE BCE PLAN REVIEW FEE INCLUDED WITH PLANS?	<input type="checkbox"/> Yes <input type="checkbox"/> No
MAILING ADDRESS:			
NUMBER / STREET, HWY, ROAD or P. O. BOX		CITY	STATE ZIP CODE

EMAIL:

BUSINESS & PROJECT NAME:
(Or tenant name if multi-tenant building) **PLEASE NOTE IF PROJECT IS INSIDE OR OUTSIDE LIMITS OF CITY NOTED BELOW**

PROJECT LOCATION: _____ **KY**
NUMBER/STREET, HWY OR ROAD (Please do not indicate P.O. Box or Postal Routes) CITY STATE ZIP CODE

IF PROJECT IS EXISTING, PLEASE NOTE PREVIOUS NAME:

PROJECT LOCATED WITHIN CITY LIMITS? ☐ Yes ☐ No COUNTY

OWNER (INDIVIDUAL & COMPANY) _____ PHONE () - Ext

MAILING ADDRESS: _____
NUMBER / STREET, HWY, ROAD or P. O. BOX CITY STATE ZIP CODE

EMAIL:

ARCHITECT (NAME & FIRM) _____ PHONE () - Ext

AS THE ARCHITECT LISTED ABOVE, I AM RESPONSIBLE FOR CONSTRUCTION CONTRACT ADMINISTRATION ☐ Yes ☐ No

MAILING ADDRESS: _____
NUMBER / STREET, HWY, ROAD or P. O. BOX CITY STATE ZIP CODE

EMAIL:

NOTE: DESIGN CERTIFICATION REQUIRED. All buildings or structures requiring professional design (Architect or Engineer) by Section 122 of the 2018 KBC shall include a statement from the design professional in responsible charge indicating the Seismic Design Category for this specific site and the applicability of seismic bracing requirements for architectural, mechanical and electrical components and a statement to that effect shall be included with the initial construction documents submitted to the building code official having jurisdiction. This does not apply for Plumbing submission only.

ENGINEER (NAME & FIRM) _____ PHONE () - Ext

MAILING ADDRESS: _____
NUMBER / STREET, HWY, ROAD or P. O. BOX CITY STATE ZIP CODE

EMAIL:

PROJECT CONTRACTOR _____ PHONE () - Ext

MAILING ADDRESS: _____
NUMBER / STREET, HWY, ROAD or P. O. BOX CITY STATE ZIP CODE

EMAIL:

BUILDING INFORMATION							
NUMBER OF BUILDINGS IN THIS SUBMITTAL:		USE OF BUILDING(S) i.e....restaurant, office, classroom, storage or other (please specify)					
BUILDING(S) IN THIS PROJECT IS / ARE:		<input type="checkbox"/> NEW FREESTANDING BUILDING	<input type="checkbox"/> NEW ADDITION TO EXISTING STRUCTURE	<input type="checkbox"/> RENOVATION ONLY	<input type="checkbox"/> RENOVATION & ADDITION		
TOTAL AREA IN NEW BLDG. OR ADDITION:	FT ²	NUMBER OF LEVELS (INCLUDING BASEMENT):		BASEMENT	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
TOTAL AREA IN EXISTING BLDG.:	FT ²	DATE CONSTRUCTION TO BEGIN:		ESTIMATED COMPLETION DATE:			

TYPE OF PLAN SUBMITTALS

BUILDING PLAN SUBMITTALS (Check the type of evaluations requested at this time)		SHOP DRAWING PLAN SUBMITTALS (Check the type of evaluations requested at this time)	
BUILDING PLAN REVIEW (BCE)	PLUMBING PLAN REVIEW	Suppression System (Sprinkler, CO ² , Etc.)	<input type="checkbox"/>
Full Building Review <input type="checkbox"/>	Plumbing Review ONLY <input type="checkbox"/>	Alarm Systems <input type="checkbox"/>	Range Hood System <input type="checkbox"/>
Expedited Site & Foundation Review <input type="checkbox"/>	Water Supply Review <input type="checkbox"/>	Boiler System <input type="checkbox"/>	Fuel Tank <input type="checkbox"/>
Partial Building Review (Shell) <input type="checkbox"/>	Waste Water Review <input type="checkbox"/>	Bleacher Seating <input type="checkbox"/>	Elevator <input type="checkbox"/>
	Other (please specify) <input type="checkbox"/>		Swimming Pool <input type="checkbox"/>
			Prefabricated Truss <input type="checkbox"/>
SUBMIT ONLY ONE SET FOR BCE		SUBMIT 3 SETS OF PLANS FOR PLB	
SUBMIT ONLY ONE SET OF PLANS FOR THE ABOVE			

THE INFORMATION IN THIS SECTION IS FOR THE DIVISION OF PLUMBING (TO BE COMPLETED BY PERSON SUBMITTING PLANS)					
DESIGN CAPACITY OF BUILDING:	NO. OF MALES _____	NO. OF FEMALES _____	ARE RESTROOMS ACCESSIBLE TO PUBLIC? <input type="checkbox"/> Yes <input type="checkbox"/> No		
SEWAGE DISPOSAL:	TYPE: <input type="checkbox"/> Municipal <input type="checkbox"/> Private		ARE RESTROOMS ACCESSIBLE TO DISABLED? <input type="checkbox"/> Yes <input type="checkbox"/> No		
WATER SUPPLY:	<input type="checkbox"/> PUBLIC <input type="checkbox"/> DRILLED WELL <input type="checkbox"/> CISTERN <input type="checkbox"/> HAULED WATER <input type="checkbox"/> ROOF WATER <input type="checkbox"/> SPRING <input type="checkbox"/> STREAM				
IF PRIVATE, INDICATE THE TYPE AND THE DESIGN: _____					
BY WHOM: _____					
NAME		TITLE		REGISTRATION NUMBER	
THIS SECTION TO BE COMPLETED BY THE LOCAL HEALTH DEPARTMENT OFFICIAL (Must be completed prior to sending Plumbing Plans to Frankfort)			THIS AREA FOR OFFICE USE ONLY		
REVIEWED BY:					
NAME					
TITLE		DATE			
APPROVED BY (COUNTY OR DISTRICT HEALTH DEPARTMENT)					

1. A Plan Submission Application Guide (PSAG) describing the plan submission procedures is available on our website at dhbc.ky.gov. Our telephone numbers are: Building Codes (502) 573-0373 or Plumbing (502) 573-0397. Local Boards of Health should also be aware of these procedures.
2. KRS Chapters 322 & 323 should be consulted to determine the requirements for a Registered Design Professional such as an Architect and / or Engineer
3. **PLUMBING:** Plumbing installations shall be made in conformance with the State Plumbing Code. The plumbing systems shall be shown in plan view and elevation view (Riser Diagram). These plans shall indicate the location of all fixtures, water distribution system and soil, waste & vent pipe systems. The size and material of all soil, waste & vent piping shall be clearly stated on the plans.
4. Check the regulations that may be applicable to the building type, such as: Kentucky Food Services Regulation, Kentucky Youth Camp Regulation, Kentucky Retail Food Market Regulation, etc.

SPECIAL PERMITS ARE REQUIRED FOR WATER SUPPLY AND WASTE WATER DISCHARGE PROJECTS	
Applications and fees are required to be submitted to the Department of Housing, Buildings and Construction or the Division of Water of the Natural Resources Cabinet for the following facilities:	
1.	WASTE WATER DISCHARGE PROJECTS a. Private packaged treatment plant with surface discharge. b. Sanitary sewer extension that includes a manhole or lift station. c. Extension or addition to a sanitary sewer district with no building structures involved. d. Individual pre-treatment facilities.
2.	WATER SUPPLY PROJECTS a. Private water supply to individual structure (Excluding Single Family Dwellings). b. Addition to city or county water districts. c. Water supply treatment plants
TO OBTAIN SPECIAL APPLICATION FORMS AND TO DETERMINE IF A FEE IS REQUIRED, CONTACT THE NATURAL RESOURCES/ DIVISION OF WATER IN FRANKFORT @ (502) 564-3410	
If this project involves a plumbing system or plan related to a structure (building) approval, submit one(1) complete plan set and four(4) plumbing plan sets to the following: NOTE: One of the plumbing plan sets will be forwarded to the Division of Water. <div style="text-align: center;"> DEPARTMENT OF HOUSING, BUILDINGS AND CONSTRUCTION 500 MERO STREET, FIRST FLOOR FRANKFORT, KENTUCKY 40601-1987 (502) 573-0397 </div>	
If this project <u>does not</u> involve a plumbing system or a structure (building) approval, submit four(4) plumbing plan sets and appropriate fee to: <div style="text-align: center;"> DIVISION OF WATER 300 SOWER BLVD FRANKFORT, KENTUCKY 40601 (502) 564-3410 </div>	



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

David Moore
Acting Commissioner

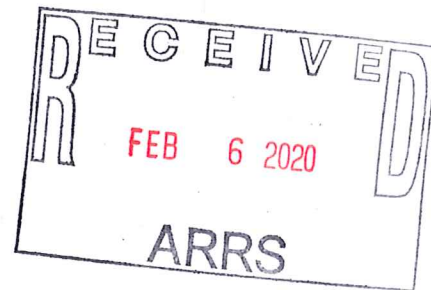
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<http://dhbc.ky.gov>

Kerry B. Harvey
Secretary

February 6, 2020

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

RE: 815 KAR 20:055 Water heating devices



Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:055, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:055.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

REVISED:
2/4/2020 10:24 AM
Suggested Amendment
Public Protection Cabinet
Department of Housing, Buildings and Construction

815 KAR 20:055. Water heating devices.

(AMENDED AFTER COMMENTS version)

Page 1

RELATES TO

Line 5

After " TO:", insert "Chapter 236".

Page 1

Section 1(1)(a)(i)

Line 18

Before "(i)", insert "1".

Delete "(i)".

Page 1

Section 1(1)(a)(ii)

Line 19

Before "(ii)", insert "2".

Delete "(ii)".

Page 3

Section 1(4)(b)3.

Line 4

After "the division", insert the following:
, in accordance with 815 KAR 20:130

Page 5

Section 4(3)(a)

Line 21

After "check valve.", insert "A".

Delete "an approved".

After "relief valve", insert the following:
, approved in accordance with this administrative regulation.

Page 7

Section 5(3)(b)

Line 2

After "ell", delete the following:
(Is this a word?)



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

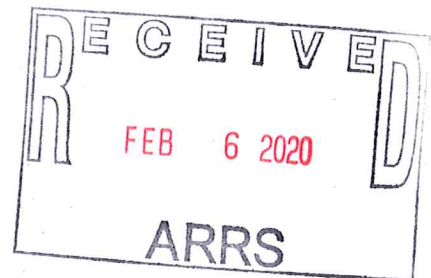
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Acting Commissioner

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Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:060 Quality, weight, installation, and storage of materials

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:060, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:060.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

REVISED:
2/4/2020 10:28 AM
Suggested Amendment
Public Protection Cabinet
Department of Housing, Buildings and Construction

815 KAR 20:060. Quality, weight, installation, and storage of materials.

Page 2

Section 1(2)(b)

Line 8

After "stated in", insert "815 KAR Chapter 20".

Delete "this code".

Page 2

Section 2(1)(a)

Line 12

After "directly covered", insert "if".

Delete "when".

Page 5

Section 5(7)(b)1.

Lines 4-5

After "supported by", insert "a".

Delete "an approved".

Page 5

Section 5(7)(b)2.

Line 7

After "supported by", insert "a".

Delete "an approved".

Page 5

Section 5(7)(c)1.

Line 10

After "1.", insert "If".

Delete "When".

Page 6

Section 5(7)(d)6.a.(i)

Line 20

Put parentheses around "i".

Page 6

Section 5(7)(d)6.a.(ii)

Line 22

Put parentheses around "ii".

Page 7

Section 5(7)(d)6.a.(iii)

Line 1

Put parentheses around "iii".

Line 2

After "as", insert "described".

Delete "de-scribed".

Page 7

Section 5(7)(d)6.b.(i), (ii), & (iii)

Line 6

Before "Step 1", insert "(i)".

Delete "i.".

Line 8

Before "Step 2", insert "(ii)".

Delete "ii".

Line 10

Before "Torqueing", insert "(iii)".

Delete "iii".

Page 7

Section 5(7)(d)6.b.(iii)

Line 10

After "inch pounds", insert comma.

Line 12

After "gradually", insert comma.

Page 8

Section 6(6)(a)2.

Line 4

After "contents", insert "and".

Delete the following:

. Provisions shall be

Page 8

Section 6(6)(c)1.

Line 12

After "alignment and", insert "prevent".

Delete "pre-vent".

Page 8

Section 6(6)(c)2.

Line 14

After "(12) foot intervals", insert period.

Delete semicolon.

Capitalize "one".

Page 10

Section 7(2)

Line 3

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

Delete "1.".

Line 5

Before "2.", insert "(b)".

Delete "2.".

Page 10

Section 7(4)(b)

Line 13

After "contents", insert "and".

Delete the following:

. Provisions shall be

Page 18

Section 9(7)(g)

Lines 12-13

After "coating in the", insert "fitting".

Delete "fit-ting".

Page 18

Section 9(7)(j)

Line 21

After "level) or", insert "if".

Delete "when".

Page 19

Section 9(8)

Line 7

After "approved", insert the following:

in accordance with 815 KAR 20:020, Section 4

Delete the following:

by administrative regulation of the department

Page 27

Section 21(1)(f) *(renumbered by the compiler as Section 22)*

Line 3

After "PVC", insert period.



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

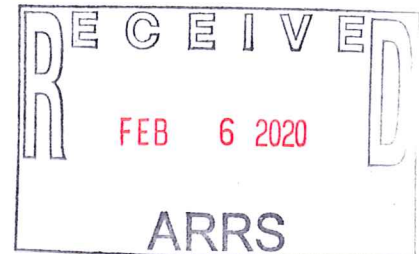
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Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:070 Plumbing fixtures

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:070, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:070.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

**Suggested Amendment
PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction**

815 KAR 20:070. Plumbing fixtures.

Page 2

Section 5(2)

Line 18

After "frost-proof water closet", insert "room".

Page 3

Section 6(2)(c)4.

Line 17

After "815 KAR 20:020, Section", insert "4".

Delete "5".

Page 7

Section 11(2) and Section 11(2)1.

Lines 14-15

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

Delete "1.

Page 7

Section 11(2)1. and Section 11(2)2.

Lines 20-21

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

Delete "2."

Page 8

Section 11(2)2.

Line 1

After "Lavatory faucets", delete "(".

Page 8

Section 11(2)2. and Section 11(2)3.

Lines 7-8

After "per minute.", insert "(c)".

Delete "3."

Page 8

Section 11(3) and Section 11(3)1.

Lines 11 and 14

After "Water closets.", insert "(a)".

Delete "1."

Page 8

Section 11(3)1. and Section 11(3)2.

Lines 16-17

After "per flush.", insert "(b)".

Delete "2."

Page 9

Section 12(1)

Line 9

After "obtained", insert the following:

, subject to applicable copyright law.

Page 9

Section 12(2)

Line 12

After "obtained", insert the following:

, subject to applicable copyright law.



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

David Moore
Acting Commissioner

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Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:090 Soil, waste, vent systems, traps, and clean-outs

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:090, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:090.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

Suggested Amendment
PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

815 KAR 20:090. Soil, waste, vent systems, traps, and clean-outs.

Page 3

Section 2(1)

Line 18

After "to the fixture", insert a comma.

Page 8

Section 6

Line 1

After "tubular brass", insert a comma.

Delete "or", immediately following.

After "schedule 40 ABS", insert a comma.

Delete "or", immediately following.

Line 2

After "schedule 40 PVC", insert a comma.

Delete "or", immediately following.

After "tubular ABS", insert a comma.

Page 8

Section 9(3) and Section 9(3)1.

Line 18

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

Delete "1."

Page 8

Section 9(3)1. and Section 9(3)2.

Lines 19-20

After "from the frost.", insert "(b)".

Delete "2."

Page 11

Section 11(3)

Line 6

After "in accordance with Section", insert "10".

Delete "9".

Page 12

Section 15 and Section 15(1)

Line 10

After "Building.", delete "(1)".

Page 12

Section 15(1) and Section 15(1)(a)

Lines 12-13

After "if:", insert "(1)".

Delete "(a)".

Page 12

Section 15(1)(a) and Section 15(1)(b)1.

Lines 13-14

After "replaced; and", insert "(2)(a)".

Delete "(b)1.".

Page 12

Section 15(1)(b)1. and Section 15(1)(c)

Lines 15-16

After "roof; or", insert "(b)".

Delete "(c)".

Page 13

Section 18(1)

Line 16

After "above the", insert "top".

Delete "tope".

Page 17

Section 24(1)(b)

Line 3

After "established in", insert "Section 2(11)".

Lines 3-4

Delete the following:

subsection (9) of Section 2

Page 17

Section 24(1)(b) and Section 24(1)(c)

Lines 5-6

After "of water.", insert "(2)".

Delete "(c)".

Page 17

Section 24(1)(c) and Section 24(2)

Lines 8-9

After "per flush.", insert "(3)".

Delete "(2)".

Page 18

Section 28(1)

Line 8

After "soil", insert a comma.

Page 20

Section 34(5)

Lines 8-9

After "table in Section", insert "2(11)".

Delete "19".

Page 20

Section 35(1)(f)

Line 23

After "ASTM F1412;", delete "or".

Page 21

Section 35(1)(h)

Line 3

After "815 KAR 20:020, Section", insert "4".

Delete "5".

Page 21

Section 35(2)(e)

Line 9

After "ASTM D410185;", delete "or".

Page 22

Section 38(2)

Line 12

After "Constructed to", insert "ensure".

Delete "insure".

After "seal", insert a comma.



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

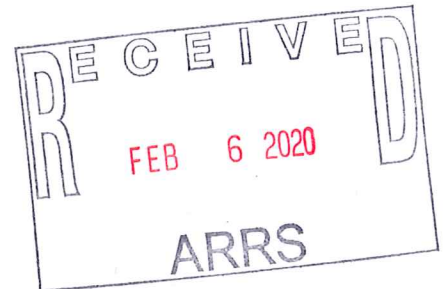
David Moore
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Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:120 Water supply and distribution

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:120, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:120.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

**Suggested Amendment
PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction**

815 KAR 20:120. Water supply and distribution.

Page 2

Section 1(1)

Line 4

After "Cabinet," insert the following:

Department for Environmental Protection,

After "of Water", insert "KAR".

After "Title 401", delete the following:

of the Kentucky Administrative Regulations

Page 2

Section 1(1)(b)

Line 8

After "substance that", insert "may".

Delete "could".

Page 12

Section 3(2)(b)

Line 16

After "tracer wire shall", insert "": 1.".

Capitalize the first letter of "not".

After "AWG", insert a semicolon.

After "and", immediately following, insert "2. Be".

Page 13

Section 3(3)(d)2.

Line 6

After "service pipe", insert "as established".



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

David Moore
Acting Commissioner

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Kerry B. Harvey
Secretary

February 6, 2020

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

RE: 815 KAR 20:130 House sewers and storm water piping; methods of installation

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:130, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:130.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

Suggested Amendment
PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

815 KAR 20:130. House sewers and storm water piping; methods of installation.

Page 1

RELATES TO

Line 5

After "318.150", delete ", 310.200".

Page 13

Section 22(1)(e)

Line 11

After "ABS", insert "or".

Delete "/".

Page 14

Section 23(2)

Line 18

After "at least twelve", insert "(12)".

Delete "912)".



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

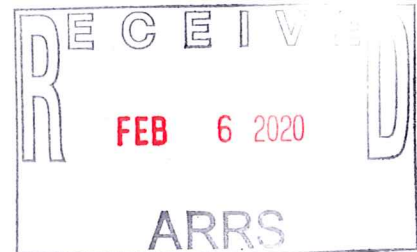
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Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:150 Inspections and tests

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:150, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:150.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

Suggested Amendment
PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

815 KAR 20:150. Inspection and tests.

Page 1

Section 1(1)(d)

Line 21

After "Appurtenances;", insert "and".

Page 2

Section 1(2)(e)

Line 10

After "required by Section", insert "3".

Delete "4".

Page 3

Section 1(5)

Line 6

After "required by Section", insert "3".

Delete "4".

Page 5

Section 3(4)

Previously Section 4(4) before compiler renumbered

Line 7

After "system shall be", insert "determined as".

Delete "deemed".

Page 5

Section 3(7)

Previously Section 4(7) before compiler renumbered

Line 13

After "to ascertain", insert "if".

Delete "whether or not".



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
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Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:170 Manufactured home and mobile home community waste systems, water distribution, and connections

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:170, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:170.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

Suggested Amendment
PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

815 KAR 20:170. Manufactured home and mobile home community waste systems, water distribution, and connections.

Page 1

Section 1(2)

Line 18

After "Clean", insert a hyphen.

Page 1

Section 1(3)

Line 20

After "clean", insert a hyphen.

Line 21

After "clean", insert a hyphen.

Page 2

Section 1(4)

Line 2

After "clean", insert a hyphen.

Page 2

Section 1(5)

Line 3

After "clean", insert a hyphen.

Page 4

Section 3(3)(e) Compiler renumbered paragraph (d) to (e).

Line 3

After "valve outlets", insert a comma.



PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction

Andy Beshear
Governor

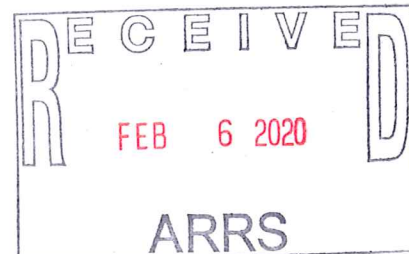
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Kerry B. Harvey
Secretary

February 6, 2020

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



RE: 815 KAR 20:195 Medical gas piping installations

Dear Co-Chair West and Co-Chair Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:195, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 20:195.

Sincerely,

Jonathon "Max" Fuller, Staff Attorney
Department of Housing, Buildings
and Construction
500 Mero Street, 1 SW
Frankfort, KY 40601

**Suggested Amendment
PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction**

815 KAR 20:195. Medical gas piping installations.

Page 2

Section 1(1)

Lines 7-8

After "Code", delete ", 2012 Edition".

Page 3

Section 1(3) and Section 1(3)1.

Lines 1-2

After "shall be:", insert "(a)".

Delete "1.".

Page 3

Section 1(3)1.

Line 2

After "NFPA 99", insert "Health Care Facilities Code".

Page 3

Section 1(3)1. and Section 1(3)2.

Lines 2-3

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

Delete "2.".

Page 3

Section 1(4)(a)

Line 6

After "NFPA 99", insert "Health Care Facilities Code".

Page 3

Section 1(4)(c)

Line 8

After "(c)", insert "Requests and receives".

Delete "Request and receive".

Page 3

Section 1(5)

Line 12

After "NFPA 99", insert "Health Care Facilities Code".

Page 3

Section 3

Line 13

After "Section", insert "2".

Delete "3".



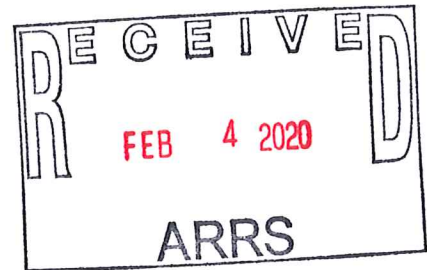
**CABINET FOR HEALTH AND FAMILY SERVICES
OFFICE OF THE SECRETARY**

Andy Beshear
Governor

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Frankfort, KY 40621
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Eric C. Friedlander
Acting Secretary

February 3, 2020



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 8:070**, Recruitment, examination, and certification of eligible applicants for local health departments

Dear Co-Chairs West and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 902 KAR 8:070, the Cabinet for Health and Family Services proposes the attached amendments to 902 KAR 8:070.

Sincerely,

Donna Little
Deputy Executive Director
Office of Legislative and Regulatory Affairs

Attachments

Suggested Amendment

Cabinet for Health and Family Services Department for Public Health Division of Administration and Financial Management

902 KAR 8:070. Recruitment, examination, and certification of eligible applicants for local health departments.

Page 1

Section 1(1)

Line 20

After "that are difficult to", insert "recruit and fill with".
Delete "attract".

Page 2

Section 1(3)(b)

Line 13

After "the individual,", insert "which".
Delete "that".

Page 3

Section 2(2)

Line 18

After "(2)", insert "Until July 1, 2020,".
Lowercase "An".

Page 3

Section 2(3)

Line 21

After "CH-36", insert "shall not be".
Delete "no longer".

Page 4

Section 3(2)(a)6.

Line 16

After "complete application", delete the following:
as determined by the department

Page 9

Section 6(4)

Line 1

After "vacant position.", insert the following:

Section 7. Incorporation by Reference.

(1) "Form CH-36 Application for Employment", 2/2011, Cabinet for Health and Family Services, is incorporated by reference.

(2) Until July 1, 2020, this material may be inspected, copied, or obtained, subject to applicable copyright law, at the Department for Public Health, Division of Administration and Financial Management, 275 East Main Street, Frankfort, Kentucky 40621, Monday through Friday, 8 a.m. to 4:30 p.m.



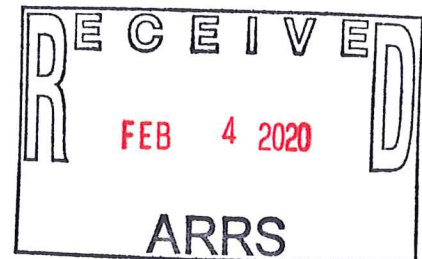
Andy Beshear
Governor

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
(502) 564-7091 FAX

Eric C. Friedlander
Acting Secretary

February 3, 2020

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 8:120**. Leave provisions applicable to employees of local health departments.

Dear Co-Chairs West and Hale:

In discussions with stakeholders prior to filing the amendment to 902 KAR 8:120, Leave provisions applicable to employees of local health departments, the Department for Public Health agreed to not amend Section 9(1) by inserting "shall" and deleting "may". However this change was not made prior to filing; therefore, the department respectfully submits this agency amendment to correct this oversight. Please feel free to contact Julie Brooks at the department at (502) 564-3970, ext. 4069 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Donna Little".

Donna Little
Deputy Executive Director
Office of Legislative and Regulatory Affairs



2/3/2020

AGENCY AMENDMENT

CABINET FOR HEALTH AND FAMILY SERVICES
Department for Public Health

902 KAR 8:120. Leave provisions applicable to employees of local health departments.

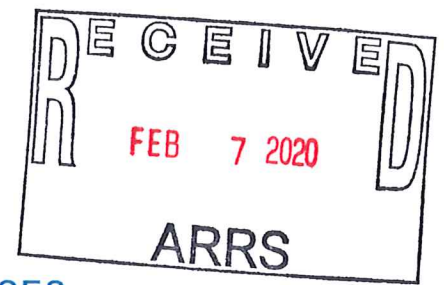
Page 13

Section 9(1)

Line 6

After "appointing authority", insert "may".

Delete "shall".



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

Andy Beshear
Governor

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Frankfort, KY 40621
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Eric C. Friedlander
Acting Secretary

February 7, 2020

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 10:840. Hospital Rate Improvement Program.

Dear Regulations Compiler:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 907 KAR 10:840 the Department for Medicaid Services proposes the attached suggested amendments to 907 KAR 10:840.

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,

Kelli Rodman
Executive Director
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 10:840. Hospital Rate Improvement Program.

Page 1

RELATES TO

Line 7

After "440.140,", insert "447.271".

Page 1

STATUTORY AUTHORITY

Line 9

After "194A.030", insert "(2)".

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

After "205.520", insert "(3)".

Page 4

Section 2(7)

Line 3

After "error", delete the following:

and affects the amount of the quarterly supplemental payment by five (5) percent or more

Page 4

Section 2(7)(b)

Line 8

After "the department", insert "shall".

Delete "may".

Line 9

After "account for", insert "any warranted".

Delete "the".

Page 5

Section 3

Line 17

After "Reporting Requirements", insert a period.