



**Administrative Regulation Review Subcommittee
Meeting Agenda**

**Tuesday, September 8, 2020 at 1 p.m.
Annex Room 171**



Meeting will be televised on [KET](#) or streamed on [LRC's Live YouTube stream](#).

- 1. CALL TO ORDER AND ROLL CALL**
- 2. REGULATIONS FOR COMMITTEE REVIEW**

FINANCE AND ADMINISTRATION CABINET

Executive Branch Ethics Commission

[009 KAR 001:010](#). Statement of financial disclosure.

[009 KAR 001:040 & E](#). Executive agency lobbyist, employer of executive agency lobbyist, and real party in interest registration and expenditure statements; financial transactions and termination forms; and enforcement. ("E" expires 03-07-2021)

AGRICULTURAL EXPERIMENT STATION

Seed

[012 KAR 001:116](#). Sampling, analyzing, testing, and tolerances.

[012 KAR 001:120](#). Noxious weed seed.

[012 KAR 001:125](#). Identification of seed not for sale.

[012 KAR 001:130](#). Labeling of seed mixtures.

[012 KAR 001:140](#). Permits, reports, and fees for persons using own tags.

[012 KAR 001:155](#). Schedule of charges for samples submitted for testing.

[012 KAR 001:160](#). Seed not required to be labeled by variety name.

[012 KAR 001:170](#). Germination standards for flower seed.

[012 KAR 001:175](#). Seed certification in Kentucky.

BOARDS AND COMMISSIONS

Board of Podiatry

[201 KAR 025:011](#). Approved schools; licensure application; fees.

[201 KAR 025:021](#). Annual renewal of licenses, fees.

[201 KAR 025:031](#). Continuing education.

Board of Licensure of Marriage and Family Therapists

[201 KAR 032:110 & E](#). Telehealth. ("E" expires 12-25-2020) (Amended After Comments)

Board of Medical Imaging and Radiation Therapy

[201 KAR 046:010](#). Definitions for 201 KAR Chapter 046. (Deferred from August)

[201 KAR 046:035](#). Practice standards, scopes of practice, and ethical standards. (Deferred from August)

[201 KAR 046:040](#). Medical imaging technologist, advanced imaging professional, radiographer, nuclear medicine technologist, and radiation therapist licenses. (Deferred from August)

[201 KAR 046:050](#). Provisional training license for medical imaging technologists, radiographers, nuclear medicine technologists, and radiation therapists. (Deferred from August)

[201 KAR 046:060](#). Continuing education requirements. (Deferred from August)

[201 KAR 046:070](#). Violations and enforcement. (Deferred from August)

[201 KAR 046:081](#). Limited X-Ray machine operator. (Deferred from August)

[201 KAR 046:100](#). Medical Imaging and Radiation Therapy Scholarship and Continuing Education Fund. (Deferred from August)

DEPARTMENT OF AGRICULTURE

Office of Agriculture Marketing

[302 KAR 060:010](#). Produce safety.

JUSTICE AND PUBLIC SAFETY CABINET

Department of Corrections

Office of the Secretary

[501 KAR 006:220](#). Treatment for sex offenders.

EDUCATION AND WORKFORCE DEVELOPMENT

Board of Education

Department of Education

Charter Schools

[701 KAR 008:020](#). Evaluation of charter school authorizers.

Department of Education; Office of District Support Services

General Admission

[702 KAR 001:180](#). School security risk assessment tool.

Department for Libraries and Archives

Division of Library Services

Libraries

[725 KAR 002:060](#). Certification of public librarians. (Amended After Comments) (Deferred from August)

[725 KAR 002:070](#). Certification renewal of public librarians. (Not Amended After Comments) (Deferred from August)

CABINET FOR HEALTH AND FAMILY SERVICES

Office of Inspector General

Division of Certificate of Need

State Health Plan

[900 KAR 005:020](#). State Health Plan for facilities and services. (Amended After Comments)

Division of Maternal and Child Health

Maternal and Child Health

[902 KAR 004:140E](#). Enhanced HANDS services in response to declared national or state public health emergency. ("E" expires 02-13-2021)

Department for Public Health
Division of Maternal and Child Health
Kentucky Early Intervention System

[902 KAR 030:010E](#). Enhanced early intervention services in response to declared national or state public health emergency. ("E" expires 12-16-2020) (Not Amended After Comments)

Department for Medicaid Services
Division of Policy and Operations
Medicaid Services

[907 KAR 1:604 & E](#). Recipient cost-sharing. ("E" expires 01-07-2021) (Amended After Comments)
(Deferred from August)

Department for Community Based Services
Division of Family Support
Energy Assistance Program/Weatherization

[921 KAR 004:116 & E](#). Low Income Home Energy Assistance Program or "LIHEAP" ("E" expires 02-22-2021)

Division of Family Support
Community Action Agencies

[922 KAR 006:010 & E](#). Standards for community action agencies. ("E" expires 02-15-2021)

Department for Community Based Services
Rape Crisis Centers

[922 KAR 008:010](#). Standards for rape crisis centers. (Not Amended After Comments)

3. COMMITTEE REVIEW OF EFFECTIVE REGULATIONS

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Public Health
Division of Epidemiology

[902 KAR 2:210E](#). Covering the face in response to declared national or state public health emergency. ("E" expires 05-07-2021)

4. REGULATIONS REMOVED FROM SEPTEMBER'S AGENDA

AGRICULTURAL EXPERIMENT STATION

Fertilizer

[012 KAR 004:075](#). Licenses and fertilizer product registration. (Deferred from September)

[012 KAR 004:080](#). Plant nutrient guarantees and labeling. (Comments Received; SOC due 09-15-2020)

[012 KAR 004:091](#). Repeal of 012 KAR 004:090, 004:120, and 004:160. (Deferred from September)

[012 KAR 004:100](#). Slowly released nutrients; labeling. (Deferred from September)

[012 KAR 004:110](#). Definitions for 012 KAR Chapter 004. (Deferred from September)

[012 KAR 004:130](#). Investigational allowances. (Deferred from September)

[012 KAR 004:140](#). Monetary penalties. (Deferred from September)

[012 KAR 004:170](#). Maximum chlorine guarantees for tobacco fertilizers. (Deferred from September)

BOARDS AND COMMISSIONS

Board of Pharmacy

[201 KAR 002:050](#). Licenses and permits; fees. (Deferred from June)

[201 KAR 002:105](#). Requirements for wholesalers, medical gas wholesalers, wholesale distributors, and virtual wholesale distributors. (Comments Received; SOC due 09-15-2020)

[201 KAR 002:106](#). Licensed or permitted facility closures. (Deferred from September)

[201 KAR 002:240](#). Special limited pharmacy permit- Charitable. (Deferred from September)

[201 KAR 002:311](#). Compounding for veterinary use. (Comments Received; SOC ext., due 09-15-2020)

[201 KAR 002:320](#). Requirements or manufacturers and virtual manufacturers. (Comments Received; SOC due 09-15-2020)

Board of Nursing

~~[201 KAR 020:225E](#). Reinstatement of license. ("E" expires 12-26-2020) (Deferred from July) (Withdrawn 08-31-2020)~~

~~[201 KAR 020:320](#). Standards for curriculum of prelicensure registered nurse and practical nurse programs. (Comments Received; SOC due 08-14-2020) (Died 08-14-2020, SOC not filed by deadline)~~

~~[201 KAR 020:470E](#). Dialysis technician credentialing requirements and training program standards. ("E" expires 12-26-2020) (Deferred from July) (Withdrawn 08-31-2020)~~

Board of Chiropractic Examiners

[201 KAR 021:041](#). Licensing, standards, fees. (Comments Received; SOC due 09-15-2020)

[201 KAR 021:042](#). Standards, application and approval of continuing education. (Deferred from September)

[201 KAR 021:095](#). Licensure, registration, and standards of persons performing peer review. (Deferred from September)

COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Board of Emergency Medical Services

[202 KAR 007:201](#). Emergency Medical Responders. (Comments Received; SOC due 09-15-2020)

[202 KAR 007:301](#). Emergency Medical Technician. (Comments Received; SOC due 09-15-2020)

[202 KAR 007:330](#). Advanced Emergency Medical Technician. (Comments Received; SOC due 09-15-2020)

[202 KAR 007:401](#). Paramedics. (Comments Received; SOC due 09-15-2020)

[202 KAR 007:601](#). Training, education and continuing education. (Comments Received; SOC due 09-15-2020)

JUSTICE AND PUBLIC SAFETY CABINET

Department of Corrections

Office of the Secretary

[501 KAR 006:120](#). Blackburn Correctional Complex. (Comments Received; SOC ext., due 09-15-2020)

PUBLIC PROTECTION CABINET

Department of Charitable Gaming

[820 KAR 001:050 & E](#). Raffles. ("E" expires 02-16-2021) (Comments Received; SOC due 09-15-2020)

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Public Health

Division of Epidemiology and Health Planning

Communicable Diseases

[902 KAR 002:020 & E](#). Reportable disease surveillance. ("E" expires 03-12-2021) (Comments Received; SOC ext., due 10-15-2020)

Division of Maternal and Child Health

Maternal and Child Health

[902 KAR 004:030](#). Newborn screening program. (Comments Received; SOC ext., due 10-15-2020)

Office of Inspector General

Division of Health Care

Health Services and Facilities

[902 KAR 020:160](#). Chemical dependency treatment services and facility specifications. (Comments Received; SOC ext., due 09-15-2020)

[902 KAR 020:440](#). Facilities specifications, operation and services; residential crisis stabilization units. (Comments Received; SOC ext., due 09-15-2020)

Division of Public Health Protection and Safety

Food and Cosmetics

[902 KAR 045:110](#). Permits and fees for retail food establishments, vending machine companies, and restricted food concessions. (Comments Received; SOC ext., due 10-15-2020)

[902 KAR 045:180](#). Permits and fees for food manufacturing plants, food storage warehouses, salvage processors and distributors, cosmetic manufacturers, and certificate of free sale. (Comments Received; SOC ext. due 10-15-2020)

Department for Medicaid Services

Division of Policy and Operations

Behavioral Health

[907 KAR 015:070](#). Coverage provisions and requirements regarding services provided by residential crisis stabilization units. (Comments Received; SOC ext., due 09-15-2020)

[907 KAR 015:080](#). Coverage provisions and requirements regarding chemical dependency treatment center services. (Comments Received; SOC ext., due 09-15-2020)

Department for Community Based Services

Division of Child Care

Day Care

~~[922 KAR 002:400E](#). Enhanced requirements for certified and licensed child care as result of a declared state of emergency. ("E" expires 03-05-2021) (Withdrawn 9-1-2020)~~