



**Administrative Regulation Review Subcommittee
Meeting Agenda**

**Tuesday, June 8, 2021 at 10:00 a.m.
Annex Room 149**



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

FINANCE AND ADMINISTRATION CABINET

Department of Revenue

Sales and Use Tax; Service and Professional Occupations

[103 KAR 026:131](#). Landscaping Services. (Deferred from May)

BOARDS AND COMMISSIONS

Board of Pharmacy

[201 KAR 002:040](#). Registration of pharmacist interns.

[201 KAR 002:171](#). Computerized recordkeeping.

[201 KAR 002:205](#). Pharmacist-in-charge.

[201 KAR 002:390](#). Requirements for third-party logistics providers.

Board of Nursing

[201 KAR 020:506](#). Nurse licensure compact.

Board of Alcohol and Drug Counselors

[201 KAR 035:010E](#). Definitions for 201 KAR Chapter 035. ("E" expires 11-30-2021) (Filed with Ordinary) (Amended After Comments)

[201 KAR 035:020E](#). Fees. ("E" expires 11-30-2021) (Filed with Ordinary) (Amended After Comments)

[201 KAR 035:025E](#). Examinations. ("E" expires 11-30-2021) (Filed with Ordinary) (Amended After Comments)

[201 KAR 035:040E](#). Continuing education requirements. ("E" expires 11-30-2021) (Filed with Ordinary) (Amended After Comments)

[201 KAR 035:050E](#). Curriculum of study. ("E" expires 11-30-2021) (Filed with Ordinary) (Amended After Comments)

[201 KAR 035:055E](#). Temporary registration or certification. ("E" expires 11-30-2021) (Filed with Ordinary) (Not Amended After Comments)

[201 KAR 035:070E](#). Supervision experience. ("E" expires 11-30-2021) (Filed with Ordinary) (Amended After Comments)

[201 KAR 035:075E](#). Substitution for work experience for an applicant for certification as an alcohol and drug counselor. ("E" expires 11-30-2021) (Filed with Ordinary) (Amended After Comments)

[201 KAR 035:080E](#). Voluntary inactive and retired status. ("E" expires 11-30-2021) (Filed with Ordinary) (Amended After Comments)

ENERGY AND ENVIRONMENT CABINET

Department for Environmental Protection Hazardous Waste

[401 KAR 039:060](#). General requirements.

TRANSPORTATION CABINET

Department of Vehicle Regulation Motor Carriers

[601 KAR 001:005](#). Safety administrative regulation.

Administration

[601 KAR 002:231](#). Repeal of 601 KAR 002:030. (Deferred from October)

[601 KAR 002:233E](#). Kentucky Ignition Interlock Program; participants and device providers. ("E" expires 01-07-2022) (Filed with Ordinary)

PUBLIC PROTECTION CABINET

Horse Racing Commission

General

[810 KAR 002:001E](#). Definitions for 810 KAR Chapter 002. ("E" expires 11-22-2021) (Filed with Ordinary)
(Not Amended After Comments)

Licensing

[810 KAR 003:001E](#). Definitions for 810 KAR Chapter 003. ("E" expires 11-22-2021) (Filed with Ordinary)
(Not Amended After Comments)

Flat and Steeplechase Racing

[810 KAR 004:001E](#). Definitions for 810 KAR Chapter 004. ("E" expires 11-22-2021) (Filed with Ordinary)
(Not Amended After Comments)

Standardbred Racing

[810 KAR 005:001E](#). Definitions for 810 KAR Chapter 005. ("E" expires 11-22-2021) (Filed with Ordinary)
(Not Amended After Comments)

[810 KAR 005:080](#). Kentucky Proud Series.

Pari-Mutuel Wagering

[810 KAR 006:001E](#). Definitions for 810 KAR Chapter 006. ("E" expires 11-22-2021) (Filed with Ordinary)
(Not Amended After Comments)

[810 KAR 006:010E](#). Exotic wagering. ("E" expires 11-22-2021) (Filed with Ordinary) (Not Amended After Comments)

[810 KAR 006:030E](#). Pari-Mutuel wagering. ("E" expires 11-22-2021) (Filed with Ordinary) (Not Amended After Comments)

Medication Guidelines

[810 KAR 008:010](#). Medication; testing procedures; prohibited practices.

[810 KAR 008:020](#). Drug, medication, and substance classification schedule.

[810 KAR 008:025](#). Drug, medication, and substance withdrawal guidelines.

[810 KAR 008:030](#). Disciplinary measures and penalties.

[810 KAR 008:040](#). Out-of-competition testing.

Harness Racing

[811 KAR 001:251E](#). Repeal of 811 KAR 001:250. ("E" expires 11-22-2021) (Not Amended After Comments)

CABINET FOR HEALTH AND FAMILY SERVICES

Office of Health Data and Analytics

Kentucky Health Benefit Exchange

[900 KAR 010:111](#). Definitions for 900 KAR Chapter 010.

[900 KAR 010:115](#). Exchange participation requirements and certification of qualified health plans and qualified stand-alone dental plans.

[900 KAR 010:120](#). KHBE eligibility and enrollment in a qualified health plan, SHOP, and SHOP formal resolution process.

[900 KAR 010:125](#). KHBE Consumer Assistance Program, kynector certification, and individual agent participation with the KHBE.

[900 KAR 010:130](#). Appeals of eligibility for KHBE participation and insurance affordability programs.

Department for Public Health

Communicable Diseases

[902 KAR 002:211E](#). Covering the face in response to declared national or state public health emergency. (Emergency Amended After Comments)

Maternal and Child Health

[902 KAR 004:150](#). Enhanced HANDS services in response to declared national or state public health emergency. (Filed with Emergency)

Kentucky Early Intervention System

[902 KAR 030:210](#). Enhanced early intervention services in response to declared national or state public health emergency. (Filed with Emergency)

3. REGULATIONS ~~REMOVED~~ FROM JUNE'S AGENDA

KENTUCKY INFRASTRUCTURE AUTHORITY

~~[200 KAR 017:100](#). Guidelines for Broadband Deployment Account. (Comments Received, SOC ext., due 05-14-2021) (Withdrawn by agency; 05-14-2021)~~

BOARDS AND COMMISSIONS

Board of Examiners of Psychology

[201 KAR 026:115](#). Definition of psychological testing. (Deferred from June)

[201 KAR 026:121](#). Scope of practice and dual licensure. (Deferred from June)

[201 KAR 026:125](#). Health service provider designation. (Deferred from June)

[201 KAR 026:130](#). Grievances and administrative complaints. (Deferred from June)

[201 KAR 026:155](#). Licensed psychologist: application procedures and temporary license. (Deferred from June)

[201 KAR 026:171](#). Requirements for clinical supervision. (Deferred from June)

[201 KAR 026:180](#). Requirements for granting licensures a psychologist by reciprocity. (Deferred from June)

[201 KAR 026:185](#). Requirements for granting licensure as a psychologist to an applicant licensed in another state. (Deferred from June)

[201 KAR 026:190](#). Requirements for supervised professional experience. (Deferred from June)

[201 KAR 026:200](#). Education requirements. (Deferred from June)

[201 KAR 026:230](#). Examination and applications. (Deferred from June)

[201 KAR 026:250](#). Employment of a psychological associate, a temporarily licensed psychological associate, or a temporarily licensed psychologist. (Deferred from June)

[201 KAR 026:280](#). Licensed psychological associate: application procedures and temporary license. (Deferred from June)

[201 KAR 026:290](#). Licensed psychological practitioner: application procedures. (Deferred from June)

[201 KAR 026:301](#). Repeal of 201 KAR 026:300. (Deferred from June)

[201 KAR 026:310](#). Telehealth and telepsychology. (Deferred from June)

Board of Licensure of Marriage and Family Therapists

[201 KAR 032:030](#). Fees. (Amended After Comments) (Deferred from June)

[201 KAR 032:035](#). Supervision of marriage and family therapy associates. (Not Amended After Comments) (Deferred from June)

[201 KAR 032:060](#). Continuing education requirements. (Amended After Comments) (Deferred from June)

Board of Alcohol and Drug Counselors

[201 KAR 035:010](#). Definitions for 201 KAR Chapter 035. (Filed with Emergency) (Comments Received, SOC due 6-15-2021)

[201 KAR 035:020](#). Fees. (Filed with Emergency) (Comments Received, SOC due 6-15-2021)

[201 KAR 035:025](#). Examinations. (Filed with Emergency) (Comments Received, SOC due 6-15-2021)

[201 KAR 035:040](#). Continuing education requirements. (Filed with Emergency) (Comments Received, SOC due 6-15-2021)

[201 KAR 035:050](#). Curriculum of study. (Filed with Emergency) (Comments Received, SOC due 6-15-2021)

[201 KAR 035:055](#). Temporary registration or certification. (Filed with Emergency) (Comments Received, SOC due 6-15-2021)

[201 KAR 035:070](#). Supervision experience. (Filed with Emergency) (Comments Received, SOC due 6-15-2021)

[201 KAR 035:075](#). Substitution for work experience for an applicant for certification as an alcohol and drug counselor. (Filed with Emergency) (Comments Received, SOC due 6-15-2021)

[201 KAR 035:080](#). Voluntary inactive and retired status. (Filed with Emergency) (Comments Received, SOC due 6-15-2021)

LABOR CABINET

Department of Workplace Standards

Occupational Safety and Health

~~[803 KAR 002:180E](#). Recordkeeping, reporting, and statistics. ("E" expires 12-05-2021) (Filed with Ordinary) (Deferred from May) (Withdrawn by agency, 05-13-2021)~~

~~[803 KAR 002:180](#). Recordkeeping, reporting, and statistics. (Filed with Emergency) (Withdrawn by agency, 05-13-2021)~~

Department of Workers' Claims

[803 KAR 025:015](#). Issuance of citations and procedure in workers' compensation enforcement hearings. (Deferred from June)

[803 KAR 025:021](#). Individual self-insurers. (Comments Received, SOC ext., due 07-15-2021)

[803 KAR 025:091](#). Workers' compensation hospital fee schedule. (Amended After Comments) (Deferred from February)

[803 KAR 025:170](#). Filing of claims information with the Office of Workers' Claims. (Deferred from February)

[803 KAR 025:175](#). Filing of insurance coverage and notice of policy change or termination. (Deferred from February)

[803 KAR 025:185](#). Procedure for E-mail notification of cancellation or removal of location of specific workers' compensation coverage. (Deferred from February)

[803 KAR 025:190](#). Utilization review – Medical Bill Audit – Medical Director – Appeal of Utilization Review Decisions. (Comments Received, SOC ext., due 07-15-2021)

[803 KAR 025:220](#). Guaranty funds. (Comments Received, SOC ext., due 07-15-2021)

PUBLIC PROTECTION CABINET

Department of Insurance

Agents, Consultants, Solicitors, and Adjustors

[806 KAR 009:025](#). Licensing process. (Amended After Comments) (Deferred from February)

Trade Practices and Frauds

[806 KAR 012:120](#). Suitability in annuity transactions. (Amended After Comments) (Deferred from February)

Horse Racing Commission

General

[810 KAR 002:001](#). Definitions for 810 KAR Chapter 002. (Filed with Emergency) (Comments Received; SOC due 06-15-2021)

Licensing

[810 KAR 003:001](#). Definitions for 810 KAR Chapter 003. (Filed with Emergency) (Comments Received; SOC due 06-15-2021)

Flat and Steeplechase Racing

[810 KAR 004:001](#). Definitions for 810 KAR Chapter 004. (Filed with Emergency) (Comments Received; SOC due 06-15-2021)

Standardbred Racing

[810 KAR 005:001](#). Definitions for 810 KAR Chapter 005. (Filed with Emergency) (Comments Received; SOC due 06-15-2021)

Pari-Mutuel Wagering

[810 KAR 006:001](#). Definitions for 810 KAR Chapter 006. (Filed with Emergency) (Comments Received; SOC due 06-15-2021)

[810 KAR 006:010](#). Exotic wagering. (Filed with Emergency) (Comments Received; SOC due 06-15-2021)

[810 KAR 006:020](#). Calculation of payouts and distribution of pools. (Comments Received; SOC due 06-15-2021)

[810 KAR 006:030](#). Pari-Mutuel wagering. (Filed with Emergency) (Comments Received; SOC due 06-15-2021)

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Medicaid Services

Payment and Services

[907 KAR 003:005](#). Coverage of physicians' services. (Comments Received, SOC ext., due 06-15-2021)

[907 KAR 003:010](#). Reimbursement for physicians' services. (Comments Received, SOC ext., due 06-15-2021)

Department for Behavioral Health, Developmental and Intellectual Disabilities

Substance Abuse

[908 KAR 001:390](#). Voluntary Employer Substance Use Program (VESUP). (Comments Received; SOC ext., due 07-15-2021)

Department for Community Based Services

Child Welfare

[922 KAR 001:490](#). Background checks for foster and adoptive parents and relative and fictive kin caregivers. (Filed with Emergency) (Comments Received, SOC ext., due 06-15-2021)

**Expiration dates in this document have been determined pursuant to KRS Chapter 13A provisions. Other statutes or legislation may affect a regulation's actual end date.*