



Administrative Regulation Review Subcommittee
TENTATIVE Meeting Agenda
Tuesday, May 10, 2022 at 1 p.m.
Annex Room 149



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

FINANCE AND ADMINISTRATION CABINET

Executive Branch Ethics Commission

[009 KAR 001:070](#). Standards of ethical conduct for transition team members and disclosure form.

BOARDS AND COMMISSIONS

Board of Pharmacy

[201 KAR 002:440](#). Legend drug repository. (Amended After Comments)

Board of Speech-Language Pathology and Audiology

[201 KAR 017:110](#). Telehealth and telepractice.

Board of Nursing

[201 KAR 020:260E](#). Organization and administration standards for prelicensure registered nurse or practical nurse programs of nursing. (Emergency Only) ("E" expires 10-08-2022) (Not Amended After Comments) (Deferred from April)

[201 KAR 020:480E](#). Licensure of graduates of foreign nursing schools. ("E" expires 10-30-2022) (Filed with Ordinary) (Deferred from April)

[201 KAR 020:480](#). Licensure of graduates of foreign nursing schools. (Filed with Emergency)

Board of Physical Therapy

[201 KAR 022:020](#). Eligibility and credentialing procedure.

[201 KAR 022:070](#). Requirements for foreign-educated physical therapists and physical therapist assistants.

[201 KAR 022:170](#). Physical Therapy Compact Commission.

Board of Licensure and Certification for Dietitians and Nutritionists

[201 KAR 033:015](#). Application; approved programs.

Board of Alcohol and Drug Counselors

[201 KAR 035:070](#). Supervision experience. (Not Amended After Comments)

Board of Medical Imaging and Radiation Therapy

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

TOURISM, ARTS AND HERITAGE CABINET

Department of Fish and Wildlife Resources

Wildlife

[301 KAR 004:010](#). Districts. (Deferred from November)

[301 KAR 004:020](#). Ballard Wildlife Management Area restrictions. (Deferred from November)

[301 KAR 004:100](#). Peabody Wildlife Management Area use requirements and restrictions.
(Deferred from November)

[301 KAR 004:110](#). Administration of drugs to wildlife. (Deferred from November)

EDUCATION AND WORKFORCE DEVELOPMENT CABINET

Board of Education

School Administration and Finance

[702 KAR 003:090](#). Depository of board, collateral.

Office of Learning Support Services

[704 KAR 007:170](#). Corporal punishment. (Amended After Comments)

Alternative Education Programs

[704 KAR 019:002](#). Alternative education programs. (Amended After Comments)

Personnel System for Certified and Equivalent Employees

[780 KAR 003:020](#). Compensation plan.

LABOR CABINET

Department of Workplace Standards

Labor Standards; Wages and Hours

[803 KAR 001:006](#). Employer-employee relationship. (Amended After Comments)

[803 KAR 001:026](#). Equal pay provisions, meaning and application. (Not Amended After
Comments)

[803 KAR 001:061](#). Overtime pay requirements. (Amended After Comments)

[803 KAR 001:064](#). Trading time. (Deferred from April)

[803 KAR 001:067](#). Hours worked. (Deferred from April)

[803 KAR 001:068](#). Recordkeeping requirements. (Not Amended After Comments)

[803 KAR 001:071](#). Executive, administrative, supervisory or professional employees; salesmen.
(Amended After Comments)

[803 KAR 001:076](#). Exclusions from minimum wage and overtime. (Not Amended After
Comment)

[803 KAR 001:081](#). Board, lodging, gratuities and other allowances. (Deferred from April)

[803 KAR 001:091](#). Workers with Disabilities and Work Activities Centers' employee's wages.
(Amended After Comments)

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Behavioral Health, Developmental and Intellectual Disabilities

Division of Program Integrity

Institutional Care

[908 KAR 003:010E](#). Patient's rights. (Filed with Ordinary) ("E" expires 11-18-2022)

Department for Community Based Services

Child Welfare

[922 KAR 001:470](#). Central registry. (Amended After Comments)

Day Care

[922 KAR 002:280](#). Background checks for child care staff members, reporting requirements, and appeals. (Not Amended After Comments)

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

~~**DEPARTMENT OF LAW**~~

~~**Medical Examination of Sexual Abuse Victims**~~

~~[040 KAR 003:020](#). Protocol for operation of local multidisciplinary teams on child sexual abuse. (Deferred from November) (Withdrawn by agency, 4-27-2022)~~

BOARDS AND COMMISSIONS

Board of Pharmacy

[201 KAR 002:430](#). Emergency orders and hearings. (Amended After Comments) (Deferred from February)

Board of Dentistry

[201 KAR 008:600](#). Mobile dental facilities and portable dental units. (Comments Received; SOC ext., due 06-15-2022)

Applied Behavior Analysis Licensing Board

[201 KAR 043:010](#). Application procedures for licensure. (Deferred from February)

[201 KAR 043:020](#). Application procedures for temporary licensure. (Not Amended After Comments) (Deferred from April)

[201 KAR 043:030](#). Fees. (Deferred from February)

[201 KAR 043:040](#). Code of ethical standards and standards of practice. (Amended After Comments) (Deferred from April)

[201 KAR 043:050](#). Requirement for supervision. (Amended After Comments) (Deferred from April)

[201 KAR 043:060](#). Complaint and disciplinary process. (Deferred from February)

[201 KAR 043:071](#). Repeal of 201 KAR 043:070. (Deferred from February)

[201 KAR 043:080](#). Renewals. (Amended After Comments) (Deferred from April)

[201 KAR 043:090](#). Voluntary inactive and retired status. (Deferred from February)

[201 KAR 043:100](#). Telehealth and telepractice. (Deferred from February)

COMMUNITY AND TECHNICAL COLLEGE SYSTEM

Board of Emergency Medical Services

[202 KAR 007:545](#). License classifications. (Withdrawn by Agency)

TOURISM, ARTS, AND HERITAGE CABINET

Heritage Council

[300 KAR 006:010](#). Historic rehabilitation tax credit certifications. (Withdrawn, expired HB4 2019)

TOURISM, ARTS AND HERITAGE CABINET

Department of Fish and Wildlife Resources

Wildlife

[301 KAR 004:001](#). Selection of Fish and Wildlife Resources Commission nominees. (Deferred from November)

JUSTICE AND PUBLIC SAFETY CABINET

Department of State Police

Driver Training

[502 KAR 010:010](#). Definitions. (Deferred from December)

[502 KAR 010:020](#). Department facilities; facility inspection; conflict of interest. (Deferred from December)

[502 KAR 010:030](#). Instructor's license. (Amended After Comments) (Deferred from February)

[502 KAR 010:035](#). Commercial driver's license skill testing. (Deferred from December)

[502 KAR 010:040](#). Training school facilities. (Amended After Comments) (Deferred from February)

[502 KAR 010:050](#). Contracts and agreements. (Deferred from December)

[502 KAR 010:060](#). School advertising. (Deferred from December)

[502 KAR 010:070](#). Training vehicle, annual inspection. (Amended After Comments) (Deferred from February)

[502 KAR 010:080](#). License suspension, revocation, denial. (Deferred from December)

[502 KAR 010:090](#). Procedure for denial, suspension, nonrenewal or revocation hearings. (Deferred from December)

[502 KAR 010:110](#). Third-party CDL skills test examiner standards. (Deferred from December)

[502 KAR 010:120](#). Hazardous materials endorsement requirements. (Deferred from December)

Concealed Deadly Weapons

[502 KAR 011:010](#). Application for license to carry concealed deadly weapon. (Deferred from December)

[502 KAR 011:060](#). License denial and reconsideration process. (Deferred from December)

[502 KAR 011:070](#). License revocation and suspension notice and reinstatement process. (Deferred from December)

Law Enforcement Officers Safety Act of 2004

[502 KAR 013:010](#). Application for certification under the Law Enforcement Officers Safety Act of 2004 ("LEOSA"), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers. (Amended After Comments) (Deferred from February)

[502 KAR 013:030](#). Range qualification for certification under the Law Enforcement Officers Safety Act of 2004 ("LEOSA"), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers. (Deferred from December)

[502 KAR 013:040](#). Issuance, expiration, and renewal of certification to carry a concealed deadly weapon pursuant to the Law Enforcement Officers Safety Act of 2004 ("LEOSA"), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers. (Deferred from December)

[502 KAR 013:050](#). Replacement of licenses to carry a concealed deadly weapon pursuant to the Law Enforcement Officers Safety Act of 2004 ("LEOSA"), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers. (Deferred from December)

[502 KAR 013:060](#). Change of personal information regarding certification to carry a concealed deadly weapon pursuant to the Law Enforcement Officers Safety Act of 2004 ("LEOSA"), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers. (Deferred from December)

[502 KAR 013:080](#). Incomplete application for certification to carry a concealed deadly weapon pursuant to the Law Enforcement Officers Safety Act of 2004 ("LEOSA"), 18 U.S.C. 926C, for honorably retired elected or appointed peace officers. (Deferred from December)

Criminal History Record Information System

[502 KAR 030:010](#). Criminal History Record Information System. (Amended After Comments) (Deferred from February)

[502 KAR 030:020](#). Arrest and disposition reporting procedure. (Amended After Comments) (Deferred from February)

[502 KAR 030:030](#). Audit of Criminal History Record Information System. (Amended After Comments) (Deferred from February)

[502 KAR 030:050](#). Security of centralized criminal history record information. (Amended After Comments) (Deferred from February)

[502 KAR 030:060](#). Dissemination of criminal history record information. (Deferred from December)

[502 KAR 030:070](#). Inspection of criminal history record information by record subject. (Amended After Comments) (Deferred from February)

EDUCATION AND WORKFORCE DEVELOPMENT CABINET

Department of Workforce Investment

Office of Vocational Rehabilitation

[781 KAR 001:010](#). Office of Vocational Rehabilitation appeal procedures. (Deferred from November)

[781 KAR 001:020](#). General provisions for operation of the Office of Vocational Rehabilitation. (Deferred from November)

[781 KAR 001:030](#). Order of selection and economic need test for vocational rehabilitation services. (Deferred from November)

[781 KAR 001:040](#). Rehabilitation technology services. (Deferred from November)

[781 KAR 001:050](#). Carl D. Perkins Vocational Training Center. (Deferred from November)

Office for the Blind

[782 KAR 001:010](#). Kentucky Business Enterprises. (Deferred from November)

[782 KAR 001:070](#). Certified driver training program. (Deferred from November)

Kentucky Commission on Proprietary Education

[791 KAR 001:010](#). Applications, permits, and renewals. (Deferred from November)

[791 KAR 001:020](#). Standards for licensure. (Deferred from November)

[791 KAR 001:025](#). Fees. (Deferred from November)

[791 KAR 001:027](#). School record keeping requirements (Deferred from November)

[791 KAR 001:030](#). Procedures for hearings. (Deferred from November)

[791 KAR 001:035](#). Student protection fund. (Deferred from November)

[791 KAR 001:040](#). Commercial driver license training school curriculum and refresher course. (Deferred from November)

[791 KAR 001:050](#). Application for license for commercial driver license training school. (Deferred from November)

[791 KAR 001:060](#). Application for renewal of license for commercial driver license training school. (Deferred from November)

[791 KAR 001:070](#). Commercial driver license training school instructor and agency application and renewal procedures. (Deferred from November)

[791 KAR 001:080](#). Maintenance of student records, schedule of fees charged to students, contracts and agreements involving licensed commercial driver license training schools. (Deferred from November)

[791 KAR 001:100](#). Standards for Kentucky resident commercial driver training school facilities. (Deferred from November)

[791 KAR 001:150](#). Bond requirements for agents and schools. (Deferred from November)

[791 KAR 001:155](#). School closing process. (Deferred from November)

[791 KAR 001:160](#). Transfer of ownership, change of location, change of name, revision of existing programs. (Deferred from November)

LABOR CABINET

Department of Workplace Standards

Labor Standards; Wages and Hours

[803 KAR 001:005](#). Employer-employee relationship. (Deferred from September)

[803 KAR 001:025](#). Equal pay provisions, meaning and application. (Deferred from September)

[803 KAR 001:060](#). Overtime pay requirements. (Deferred from September)

[803 KAR 001:063](#). Trading time. (Deferred from September)

[803 KAR 001:065](#). Hours worked. (Deferred from September)

[803 KAR 001:066](#). Recordkeeping requirements. (Deferred from September)

[803 KAR 001:070](#). Executive, administrative, supervisory or professional employees; salesmen. (Deferred from September)

[803 KAR 001:075](#). Exclusions from minimum wage and overtime. (Deferred from September)

[803 KAR 001:080](#). Board, lodging, gratuities and other allowances. (Deferred from September)

[803 KAR 001:090](#). Workers with disabilities and work activity centers' employee's wages. (Not

Amended After Comments) (Deferred from November)

Occupational Safety and Health

[803 KAR 002:402](#). General safety and health provisions. (Deferred from May)

[803 KAR 002:411](#). Scaffolds. (Deferred from May)

[803 KAR 002:419](#). Demolition. (Deferred from May)

[803 KAR 002:445](#). Confined spaces in construction. (Deferred from May)

PUBLIC PROTECTION CABINET

Department of Insurance

Health Insurance Contracts

[806 KAR 017:350](#). Life insurance and managed care. (Deferred from October)

CABINET FOR HEALTH AND FAMILY SERVICES

Office of Inspector General

State Health Plan

[900 KAR 005:020E](#). State Health Plan for facilities and services. ("E" expires 11-26-2022) (Filed with Ordinary) (Emergency Amended After Comments) (Deferred from May)

[900 KAR 005:020](#). State Health Plan for facilities and services. (Filed with Emergency) (Comments Received; SOC ext., due 6-15-2022) (Deferred from May)

Certificate of Need

[900 KAR 006:075E](#). Certificate of need nonsubstantive review. ("E" expires 11-26-2022) (Filed with Ordinary) (Emergency Amended After Comments)

[900 KAR 006:075](#). Certificate of Need nonsubstantive review. (Filed with Emergency) (Comments Received; SOC ext., due 6-15-2022)

Essential Personal Care Visitor Program

[900 KAR 014:010E](#). Essential personal care visitor programs; visitation guidelines. (Filed with Ordinary) ("E" expires 11-18-2022) (Comments Received, SOC due 5-13-2022)

Department for Public Health

Health Services and Facilities

[902 KAR 020:016](#). Hospitals; operations and services. (Comments Received; SOC ext. due 05-13-2022)

[902 KAR 020:018](#). Operation and services; end-stage renal disease facilities. (Not Amended After Comments) (Deferred from May)

[902 KAR 020:106](#). Operation and services; ambulatory surgical center. (Comments Received; SOC ext. due 05-13-2022)

Office of Inspector General

[906 KAR 001:110](#). Critical access hospital services. (Comments Received; SOC ext., due 05-13-2022)

Department for Medicaid Services

Outpatient Pharmacy Program

[907 KAR 023:020](#). Reimbursement for outpatient drugs. (Filed with Emergency - Emergency expired 4-26-2022) (Amended After Comments) (Deferred from December)

Department for Community Based Services

Child Welfare

[922 KAR 001:360](#). Private child care placement, levels of care, and payment. (Filed with Emergency) (Comments Received; SOC ext., due 05-13-2022)

[922 KAR 001:530](#). Post-adoption placement stabilization services. (Deferred from April)

Adult Services

[922 KAR 005:070](#). Adult protective services. (Comments Received; SOC ext., due 05-13-2022)

**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.*