



**Administrative Regulation Review Subcommittee
Meeting Agenda
Wednesday, November 9, 2022 at 1 p.m.
Annex Room 149**



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

EDUCATION AND LABOR CABINET

**Education Professional Standards Board
Alternative Routes to Certification**

[016 KAR 009:110](#). Expedited route to certification. (Filed with Emergency) (Deferred from October)

FINANCE AND ADMINISTRATION CABINET

**Kentucky Retirement Systems
General Rules**

[105 KAR 001:415E](#). Reimbursement of hospital and medical insurance premiums for Medicare eligible retired members reemployed with a participating employer. (Filed with Ordinary) ("E" expires 03-25-2023) (Emergency Amended After Comments) (Deferred from October)

[105 KAR 001:415](#). Reimbursement of hospital and medical insurance premiums for Medicare eligible retired members reemployed with a participating employer. (Filed with Emergency) (Amended After Comments)

BOARDS AND COMMISSIONS

Board of Physical Therapy

[201 KAR 022:053](#). Code of ethical standards and standards of practice for physical therapists and physical therapist assistants.

TOURISM, ARTS AND HERITAGE CABINET

Department of Tourism

[300 KAR 001:021E](#). Process for the distribution of tourism recovery and investment funds appropriated by the General Assembly in the 2022 Regular Session from the State Fiscal Recovery Fund of the American Rescue Plan Act of 2021. (Filed with Ordinary) ("E" Expires 05-22-2023)

JUSTICE AND PUBLIC SAFETY CABINET

**Department of Criminal Justice Training
General Training Provision**

[503 KAR 003:130E](#). Online basic and in-service training. (Filed with Ordinary) ("E" expires 05-15-2023)

TRANSPORTATION CABINET

Office for Civil Rights and Small Business Development

Office of Minority Affairs

[600 KAR 004:010](#). Certification of disadvantaged business enterprises.

Department of Highways

Traffic

[603 KAR 005:350](#). Off-highway vehicles, safety, and routes. (Not Amended After Comments)

EDUCATION AND WORKFORCE DEVELOPMENT CABINET

Department of Education

School Terms, Attendance and Operation

[702 KAR 007:125](#). Pupil attendance.

Office of Learning Programs Development

[704 KAR 003:535](#). Full-time enrolled online, virtual, and remote learning programs.

Office of Special Instructional Services

[705 KAR 004:041](#). Work-based learning program standards.

Department of Workers' Claims

[803 KAR 025:089](#). Workers' Compensation medical fee schedule for physicians. (Filed with Emergency) (Deferred from October)

PUBLIC PROTECTION CABINET

Department of Insurance

Health Insurance Contracts

[806 KAR 017:531](#). Repeal of 806 KAR 17:350.

ENERGY AND ENVIRONMENT CABINET

Public Service Commission

Utilities

[807 KAR 005:001E](#). Rules of procedure. (Emergency only) ("E" expires 06-11-2023)

CABINET FOR HEALTH AND FAMILY SERVICES

Office of Health Data and Analytics

Kentucky Health Benefit Exchange

[900 KAR 010:120](#). KHBE eligibility and enrollment in qualified health plan, SHOP, and SHOP formal resolution process. (Not Amended After Comments)

Office of Inspector General

Telehealth

[900 KAR 012:005](#). Telehealth terminology and requirements. (Filed with Emergency)

Department for Medicaid Services

Medicaid Services

[907 KAR 001:008](#). Ambulatory surgical center services and reimbursement. (Amended After Comments)

Kentucky Children's Health Insurance Program

[907 KAR 004:020](#). Kentucky Children's Health Insurance Program Medicaid Expansion Title XXI of the Social Security Act. (Filed with Emergency)

[907 KAR 004:030](#). Kentucky Children's Health Insurance Program Phase III Title XXI of the Social Security Act. (Filed with Emergency)

Medicaid Eligibility

[907 KAR 020:020](#). Income standards for Medicaid other than Modified Adjusted Gross Income (MAGI) standards or for former foster care individuals. (Filed with Emergency)

[907 KAR 020:100](#). Modified Adjusted Gross Income (MAGI) Medicaid eligibility standards. (Filed with Emergency)

Department for Aging and Independent Living

Aging Services

[910 KAR 001:090](#). Personal care attendant program and assistance services. (Deferred from October)

Department for Community Based Services

K-TAP, Kentucky Works, Welfare to Work, State Supplementation

[921 KAR 002:006](#). Technical requirements for the Kentucky Transitional Assistance Program (KTAP).

[921 KAR 002:016](#). Standards of need and amount for the Kentucky Transitional Assistance Program (KTAP).

[921 KAR 002:500](#). Family Assistance Short Term (FAST).

[921 KAR 002:510](#). Relocation Assistance Program (RAP).

[921 KAR 002:520](#). Work Incentive (WIN).

Department for Community Based Services

Child Welfare

[922 KAR 001:300](#). Standards for child-caring facilities. (Amended After Comments)

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

STATE BOARD OF ELECTIONS

Electronic Voting Systems

[031 KAR 002:030E](#). E-Poll book product certification. (Filed with Ordinary) ("E" expires 05-09-2023) (Deferred from November)

PERSONNEL CABINET

Office of the Secretary

[101 KAR 002:210E](#). 2023 Plan year handbook for the Public Employee Health Insurance Program. (Filed with Ordinary) ("E" expires 06-12-2023) (Deferred from November)

FINANCE AND ADMINISTRATION CABINET

Kentucky Retirement Systems

General Rules

[105 KAR 1:451E](#). Quasi-governmental employer reports on independent contractors and leased employees. (Filed with Ordinary) (Comments Received; SOC due 11-15-2022)

KENTUCKY INFRASTRUCTURE AUTHORITY

[200 KAR 017:111E](#). Guidelines for Kentucky Infrastructure Authority drinking water and wastewater grant program. (Filed with Ordinary) ("E" expires 03-18-2023) (Deferred from September)

[200 KAR 017:111](#). Guidelines for Kentucky Infrastructure Authority drinking water and wastewater grant program. (Filed with Emergency) (Deferred from October)

BOARDS AND COMMISSIONS

Board of Pharmacy

[201 KAR 002:380E](#). Board authorized protocols. ("E" expires 07-04-2023) (Filed with Ordinary) (Deferred from October)

[201 KAR 002:380](#). Board authorized protocols. (Filed with Emergency) (Comments Received; SOC ext., due 12-15-2022)

[201 KAR 002:450](#). Unprofessional conduct of a pharmacy permit holder. (Comments Received; SOC ext., due 12-15-2022)

Board of Licensure for Long-Term Care Administrators

[201 KAR 006:060](#). Fees. (Deferred from August)

Board of Dentistry

[201 KAR 008:520](#). Fees and fines. (Deferred from July)

Real Estate Commission

[201 KAR 011:121](#). Standards of professional conduct. (Amended After Comments) (Deferred from September)

TOURISM, ARTS AND HERITAGE CABINET

Department of Tourism

~~[300 KAR 001:020](#). Process for the distribution of tourism recovery and investment funds appropriated by the General Assembly in the 2022 Regular Session from the State Fiscal Recovery Fund of the American Rescue Plan Act of 2021. (Filed with Emergency) (Withdrawn by Agency, 08-25-2022)~~

EDUCATION AND WORKFORCE DEVELOPMENT CABINET

Department of Education

Office of Learning Programs Development

[704 KAR 003:305](#). Minimum requirements for high school graduation. (Amended After Comments) (Deferred from November)

Department of Workplace Standards

Labor Standards; Wages and Hours

~~[803 KAR 001:090](#). Workers with disabilities and work activity centers' employee's wages. (Not Amended After Comments) (Deferred from November 2021) (Withdrawn by Agency, 10-20-2022)~~

CABINET FOR HEALTH AND FAMILY SERVICES

Office of Human Resource Management

Administration

[900 KAR 001:050](#). Child and adult protection employees subject to state and national criminal background checks. (Deferred from August)

Department for Public Health

Vital Statistics

[901 KAR 005:120](#). Abortion reporting. (Filed with Emergency) (Comments Received; SOC ext. due 11-15-2022)

[901 KAR 005:130](#). Certificate of abortion. (Comments Received; SOC ext., due 11-15-2022)

[901 KAR 005:140](#). Permit to transport fetal remains. (Comments Received; SOC ext., due 11-15-2022)

Office of Inspector General

Health Services and Facilities

[902 KAR 020:365](#). Kentucky abortion-inducing drug certification program and registration of qualified physicians. (Comments Received; SOC ext., due 11-15-2022)

Office of Inspector General

[906 KAR 001:210](#). Health care services agencies. (Comments Received; SOC due 11-15-2022)

Department for Medicaid Services

Medicaid Services

~~[907 KAR 001:044](#). Coverage provisions and requirements regarding community mental health center behavioral health services. (Comments Received; SOC ext., due 10-14-2022) (Withdrawn by Agency 10-07-2022)~~

[907 KAR 001:065](#). Payments for price-based nursing facility services. (Filed with Emergency) (Comments Received; SOC ext., due 11-15-2022)

[907 KAR 001:082](#). Coverage provisions and requirements regarding rural health clinic services. (Amended After Comments) (Deferred from October)

Department for Developmental Health, Developmental and Intellectual Disabilities

Substance Abuse

[908 KAR 001:374](#). Licensure of nonhospital-based outpatient alcohol and other drug treatment entities. (Comments Received; SOC ext., due 12-15-2022)

Department for Community Based Services

Child Welfare

[922 KAR 001:290](#). Background checks for private child-caring or child-placing staff members. (Amended After Comments) (Deferred from October)

[922 KAR 001:350](#). Requirements for public child welfare agency foster parents, adoptive parents, and respite care providers. (Comments Received; SOC ext. due 11-15-2022)

**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.*