



**Administrative Regulation Review Subcommittee
Meeting Agenda
Monday, December 11, 2023 at 1 p.m.
Annex Room 149**



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

**KENTUCKY HIGHER EDUCATION ASSISTANCE AUTHORITY
Division of Student and Administrative Services
Teacher Scholarship Loan Program
[011 KAR 008:030](#). Teacher scholarships.**

PERSONNEL CABINET

**Office of the Secretary
Personnel Cabinet, Classified**

[101 KAR 002:210E](#). 2023 and 2024 Plan Year Handbooks for the Public Employee Health Insurance Program. (Filed with Ordinary) ("E" expires 06-11-2024) (Deferred from November)

[101 KAR 002:210](#). 2024 Plan Year Handbook for the Public Employee Health Insurance Program. (Filed with Emergency)

BOARDS AND COMMISSIONS

Board of Optometric Examiners

[201 KAR 005:005](#). Fees, fines, and forms.

Board of Veterinary Examiners

[201 KAR 016:510](#). Fees for veterinarians. (Amended After Comments)

[201 KAR 016:512](#). Fees for veterinary technicians. (Amended After Comments)

[201 KAR 016:514](#). Fees for animal control agencies and animal euthanasia specialists. (Amended After Comments)

[201 KAR 016:516](#). Fees – other fees. (Amended After Comments)

[201 KAR 016:550](#). Authorization for animal control agencies to apply for a restricted controlled substances certificate from DEA. (Amended After Comments)

[201 KAR 016:552](#). Responsibilities for certified animal control agencies; limitations on drugs. (Amended After Comments)

[201 KAR 016:560](#). Certification as an animal euthanasia specialist. (Amended After Comments)

[201 KAR 016:701](#). Standards for medical records. (Amended After Comments)

[201 KAR 016:702](#). Standards for veterinary surgery. (Amended After Comments)

[201 KAR 016:750](#). Licensed veterinary technicians (LVTs) – Scope of practice and supervisory requirements. (Amended After Comments)

Board of Nursing

[201 KAR 020:056](#). Advanced practice registered nurse licensure and certification requirements.

[201 KAR 020:220](#). Nursing continuing education provider approval.

Board of Physical Therapy

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

Board of Social Work

[201 KAR 023:055](#). Inactive status of license. (Deferred from October)

[201 KAR 023:160](#). Temporary permission to practice. (Filed with Emergency) (Not Amended After Comments) (Deferred from November)

[201 KAR 023:170](#). Telehealth and social work practice. (Not Amended After Comments)

ENERGY AND ENVIRONMENT CABINET

Department for Environmental Protection

Underground Storage Tanks

[401 KAR 042:250](#). Petroleum Storage Tank Environmental Assurance Fund reimbursement. (Not Amended After Comments)

PUBLIC PROTECTION CABINET

Department of Insurance

Health Insurance Contracts

[806 KAR 017:590](#). Annual report on providers prescribing medication for addiction treatment.

Horse Racing Commission

Sports Wagering

[809 KAR 001:002](#). Service provider licensing. (Filed with Emergency) (Amended After Comments)

[809 KAR 001:003](#). Occupational licenses. (Filed with Emergency) (Amended After Comments)

Sports Wagering: Technical Criteria

[809 KAR 010:001](#). General provisions. (Filed with Emergency) (Amended After Comments)

[809 KAR 010:002](#). Standards for sports wagering. (Filed with Emergency) (Amended After Comments)

[809 KAR 010:003](#). Technical requirements and oversight. (Filed with Emergency) (Amended After Comments)

[809 KAR 010:004](#). Sports wagering accounts. (Filed with Emergency) (Amended After Comments)

[809 KAR 010:005](#). Licensed premises. (Filed with Emergency) (Amended After Comments)

[809 KAR 010:006](#). Audit and internal control standards. (Filed with Emergency) (Amended After Comments)

[809 KAR 010:007](#). Responsible gaming and advertising. (Filed with Emergency) (Amended After Comments)

[809 KAR 010:008](#). Disciplinary actions and hearings. (Filed with Emergency) (Not Amended After Comments)

Horse Racing: General

[810 KAR 002:100](#). Self-exclusion. (Amended After Comments) (Deferred from September)

Horse Racing: Licensing

[810 KAR 003:010](#). Licensing of racing associations. (Filed with Emergency) (Amended After Comments)

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Public Health

Maternal and Child Health

[902 KAR 004:120](#). Health Access Nurturing Development Services (HANDS) Program.

Food and Cosmetics

[902 KAR 045:065](#). Tattooing.

[902 KAR 045:070](#). Body piercing and ear piercing.

Department for Medicaid Services

Payment and Services

[907 KAR 003:310](#). Community health worker services and reimbursement. (Filed with Emergency) (Amended After Comments)

Psychiatric Residential Treatment Facility Services and Reimbursement

[907 KAR 009:010E](#). Reimbursement for non-outpatient Level I and II psychiatric residential treatment facility services. (Filed with Ordinary) ("E" expires 06-30-2024)

Department for Behavioral Health, Developmental and Intellectual Disabilities

Mental Health

[908 KAR 002:300](#). Kentucky problem gambling assistance account. (Filed with Emergency) (Amended After Comments)

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

OFFICE OF THE GOVERNOR

Department of Veterans' Affairs

Veterans' Programs

[017 KAR 006:020](#). Kentucky Women Veterans Program and coordinating committee, administrative procedures. (Comments Received; SOC ext. due 01-15-2024)

[017 KAR 006:030](#). Kentucky Wounded or Disabled Veterans Program, administrative procedures. (Comments Received; SOC ext. due 01-15-2024)

KENTUCKY COMMISSION ON HUMAN RIGHTS

Human Rights

[104 KAR 001:010](#). Posting, distribution and availability of notices and pamphlets. (Deferred from September)

[104 KAR 001:040](#). Guidelines for advertising employment or licensing opportunities. (Deferred from September)

[104 KAR 001:050](#). Standards and procedures for providing equal employment opportunities. (Deferred from September)

[104 KAR 001:080](#). Guidelines on fair housing. (Deferred from September)

[104 KAR 001:100](#). Nondiscrimination on the basis of disability by a place of public accommodations, licensing agencies and trade organizations. (Deferred from September)

FINANCE AND ADMINISTRATION CABINET

Kentucky Public Pensions Authority

General Rules

[105 KAR 001:148E](#). Merged, split, new, separate, or separated employers or entities. (Filed with Ordinary) ("E" expires 07-07-2024) (Deferred from December)

BOARDS AND COMMISSIONS

Board of Nursing

[201 KAR 020:057](#). Scope and standards of practice of advanced practice registered nurses. (Comments Received; SOC ext. due 01-15-2024)

[201 KAR 020:065](#). Professional standards for prescribing Buprenorphine-MonoProduct or Buprenorphine-Combined-with-Naloxone by ARNPs for medication assisted treatment for opioid disorder. (Comments Received; SOC ext. due 01-15-2024)

[201 KAR 020:067](#). Professional standards for medicinal cannabis. (Comments Received; SOC ext. due 01-15-2024)

[201 KAR 020:215](#). Continuing competency requirements. (Comments Received; SOC ext. due 01-15-2024)

[201 KAR 020:700](#). Medication aide training programs and credentialing of medication aides. (Amended After Comments) (Deferred from October)

Board of Licensed Professional Counselors

[201 KAR 036:005](#). Definitions for 201 KAR Chapter 036. (Comments Received; SOC due 12-15-2023)

[201 KAR 036:030](#). Continuing education requirements. (Deferred from December)

[201 KAR 036:040](#). Code of ethics. (Comments Received; SOC due 12-15-2023)

[201 KAR 036:045](#). Distance counseling. (Deferred from December)

[201 KAR 036:050](#). Complaint management process. (Deferred from December)

[201 KAR 036:060](#). Qualifying experience under supervision. (Deferred from December)

[201 KAR 036:065](#). Licensed professional clinical counselor supervisor. (Comments Received; SOC due 12-15-2023)

[201 KAR 036:070](#). Application, education, and examination requirements. (Deferred from December)

[201 KAR 036:072](#). Reciprocity requirements for applicants licensed or certified in another state. (Deferred from December)

[201 KAR 036:075](#). Renewal, late renewal, and reinstatement of license. (Comments Received; SOC due 12-15-2023)

[201 KAR 036:090](#). Administrative hearings for denials and revocation of probated sanction. (Comments Received; SOC due 12-15-2023)

ENERGY AND ENVIRONMENT CABINET

Department for Environmental Protection

Special Waste

[401 KAR 045:010](#). Definitions for 401 KAR Chapter 045. (Comments Received; SOC due 12-15-2023)

[401 KAR 045:020](#). Types of special waste permits. (Comments Received; SOC due 12-15-2023)

[401 KAR 045:025](#). Permit review and determination timetables. (Comments Received; SOC due 12-15-2023)

[401 KAR 045:030](#). Obtaining a special waste site or facility permit. (Comments Received; SOC due 12-15-2023)

[401 KAR 045:040](#). Modification, transfer or revocation of special waste permits. (Comments Received; SOC due 12-15-2023)

[401 KAR 045:050](#). Public information procedures for special waste site or facility permits. (Comments Received; SOC due 12-15-2023)

[401 KAR 045:080](#). Financial requirements and bonds for special waste facilities. (Comments Received; SOC due 12-15-2023)

[401 KAR 045:100](#). Landfarming and composting of special waste. (Comments Received; SOC due 12-15-2023)

[401 KAR 045:105](#). Land application of biosolids. (Comments Received; SOC due 12-15-2023)

[401 KAR 045:140](#). Conditions applicable to all special waste permits. (Comments Received; SOC due 12-15-2023)

[401 KAR 045:160](#). Surface and groundwater monitoring and corrective action for special waste sites or facilities. (Comments Received; SOC due 12-15-2023)

[401 KAR 042:250](#). Special waste permit fees. (Comments Received; SOC due 12-15-2023)

PUBLIC PROTECTION CABINET

Department of Financial Institutions

Securities

[808 KAR 010:501](#). Required forms, fees, filing procedures, and recordkeeping requirements for persons operating pursuant to KRS 292.411 and KRS 292.412, the Kentucky Intrastate Crowdfunding Exemption; and notice filing requirements for federal crowdfunding offerings. (Deferred from December)

CABINET FOR HEALTH AND FAMILY SERVICES

Office of Inspector General

State Health Plan

[900 KAR 005:020](#). State Health Plan for facilities and services. (Filed with Emergency)
(Amended After Comments) (Deferred from August)

Certificate of Need

[900 KAR 006:075](#). Certificate of need non-substantive review. (Filed with Emergency)
(Amended After Comments) (Deferred from August)

Department for Public Health

Office of Inspector General

[906 KAR 1:190](#). Kentucky National Background Check Program (NBCP). (Deferred from
December)

Department for Community Based Services

Child Welfare

[922 KAR 1:520](#). Supplements to per diem rates. (Comments Received; SOC due 12-15-2023)

Daycare

[922 KAR 2:280](#). Background checks for child care staff members, reporting requirements, and
appeals. (Comments Received; SOC due 12-15-2023)

**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.*