



Andy Beshear
GOVERNOR

CABINET FOR HEALTH AND FAMILY SERVICES

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March 6, 2024

Senator Stephen West, Co-Chair
Representative Derek Lewis, Co-Chair
c/o Emily Caudill
Administrative Regulation Review Subcommittee
Legislative Research Commission
083, Capitol Annex
Frankfort KY 40601

Re: 910 KAR 1:170 Older Americans Act supportive services for the elderly

Dear Co-Chairs West and Lewis:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 910 KAR 1:170, the Cabinet for Health and Family Services proposes the attached agency amendment to 910 KAR 1:170.

Sincerely,

Krista Quarles
Office of Legislative and Regulatory Affairs

Attachments

Final, 2-29-2024

AGENCY AMENDMENT

CABINET FOR HEALTH AND FAMILY SERVICES
Department for Aging and Independent Living
Division of Aging and Physical Disabilities

910 KAR 1:170. Older Americans Act supportive services for the elderly.

NOTE TO COMPILER: Please make the changes as directed by the SUGGESTED SUBSTITUTE first, and then make these agency amendment changes to the SUGGESTED SUBSTITUTE.

Section 3(1)

After "A", insert "supportive".

Section 3(1)(a)

After "its plan", insert the following:
, and shall not supplant the natural supports

Section 3(2)(a)

After "vendors;", delete "or".

Section 3(2)(b)

After "agency", insert the following:
;
or
(c) Have a familiar relationship to any individual or company referred or hired to perform home modifications unless:
1. The individual or company is the provider of last resort;
2. A written justification is provided; and
3. The request is approved by DAAL

Section 4(10)(a)

After "staff;", delete "and".

Section 4(10)(b)

After "case manager", insert the following:
;
and
(c) By an individual licensed, insured, and experienced in the appropriate trade to complete home modifications or repairs

Section 6(1)

After "An", insert the following:
area agency on aging and independent living (
After "AAAIL", insert ")".