



**House Standing Committee on Judiciary
Meeting 6 Agenda
02/26/2021 Upon Adj. of House
Annex Room 169**



1. Call to Order and Roll Call

2. Bills for Consideration

21RS HB 264

AN ACT relating to public administrators.

Sponsor Representative Kim Banta

Amend KRS 395.390 to remove the sheriff from being the de facto administrator upon the death of a decedent with no personal representative in a county with no public administrator and guardian; amend KRS 395.400 to remove references to the sheriff.

21RS HB 327

AN ACT relating to judicial districts and circuits.

Sponsor Representative DJ Johnson

Amend KRS 23A.020 and 24A.030 (Effective January 2, 2023) to move Hancock County from the Thirty-eighth Circuit and District to the Sixth Circuit and District; amend KRS 23A.045 (Effective January 2, 2023) and 23A.050 to add a circuit judge to the Sixth Judicial Circuit; amend 24A.050 to remove a district judge from the Thirty-eighth Judicial District; specify election schedule for new judgeship; request that the additional circuit court judgeship be designated as a family court judgeship and establish election dates; request that the division removed from the Thirty-eighth District should be DivisionTwo; Sections 1 to 5 EFFECTIVE January 2, 2023.

21RS HB 389

AN ACT relating to dependency, neglect, and abuse.

Sponsor Representative Patrick Flannery

Amend KRS 620.140 to create procedures for informal adjustment of certain dependency, neglect, and abuse cases.

21RS HB 420

AN ACT relating to guardians ad litem and other court-appointed counsel and making an appropriation therefor.

Sponsor Representative Daniel Elliott

Amend various KRS sections to provide that guardians ad litem and

court-appointed counsel shall receive a fee not to exceed \$500 and to specify the payors of those fees; amend KRS 625.0405, 625.041, and 625.080 to provide that the appointment of guardians ad litem and court-appointed counsel for voluntary or involuntary termination of parental rights proceedings shall solely be for representation at the trial level and shall not extend to the filing of an appeal nor to the appeal process; clarify that only private attorneys appointed to represent those alleged to be mentally ill shall receive a representation fee; provide that guardians ad litem and court-appointed counsel appointed to represent minors and disabled adults in guardianship or conservatorship hearings receive a reasonable fee; specify that if the respondent is indigent, the attorney shall receive a fee not to exceed \$500; clarify that attorneys appointed in a DVO or IPO proceeding to represent a minor or an adult who is incarcerated shall be paid by the Finance and Administration Cabinet if the petition is granted; specify that if the petition is not granted, the petitioner shall pay; APPROPRIATION.

21RS HB 435

AN ACT relating to claims against an estate.

Sponsor Representative C. Ed Massey

Amend KRS 396.011 to change the statute of limitations for claims against an estate; repeal KRS 396.012.

21RS HB 440

AN ACT relating to probation and parole.

Sponsor Representative Kimberly Poore Moser

Create a new section of KRS 439.250 to 439.560 to allow for a probation and parole officer to meet with a probationer or parolee via approved technology instead of in-person; require the Department of Corrections to promulgate administrative regulations.

21RS HB 553

AN ACT relating to the Kentucky False Claims Act.

Sponsor Representative C. Ed Massey

Create new sections of KRS Chapter 15 to establish a False Claims Act with provisions that establish enhanced civil liability and penalties for committing fraud against the state; allow the Attorney General or a private citizen to bring a cause of action on behalf of the state to recover damages with a portion of any proceeds awarded being distributed to the person successfully bringing the action; grant the Attorney General enhanced investigatory authority; provide an increase in the range of civil payments that can be assessed in an administrative process from \$500 to \$5,000 to \$11,000 against fraudulent Medicaid providers; establish procedures,

statutes of limitation and repose; establish civil protections for whistleblowers; amend various sections to conform.

3. Adjournment