

JUSTICE AND PUBLIC SAFETY CABINET
Department of Corrections
(Amendment)

501 KAR 7:100. Food services.

RELATES TO: KRS 441.055

STATUTORY AUTHORITY: KRS 196.035, 197.020, 441.055

NECESSITY, FUNCTION, AND CONFORMITY: KRS 196.035 authorizes the secretary to promulgate administrative regulations necessary or suitable for the proper administration of the functions of the cabinet or any division in the cabinet. KRS 441.055 requires the Department of Corrections to promulgate administrative regulations establishing minimum standards for jails that house state prisoners. This administrative regulation establishes procedures for the delivery of proper food services in restricted custody centers.

Section 1. Procedures.

- (1) The center shall comply with KRS 217.280 through 217.390 and 902 KAR 45:005.
 - (2) The jailer shall provide adult prisoners with a nutritionally adequate diet containing at least 2,400 calories per day.
 - (3) The jailer shall provide for religious diets in accordance with 501 KAR 3:130 after review and approval of a religious authority.
 - (4) The jailer shall provide for medical diets if prescribed by a medical authority. This shall include any special dietary requirements to ensure adequate nutrition is provided for pregnant prisoners.
 - (5) The center shall maintain accurate records of all meals served.
 - (6) Food shall not be used for disciplinary purposes.
 - (7) A nutritionist or dietician shall approve the nutritional value of the center menu on an annual basis.
 - (8) Jail personnel shall directly supervise all food prepared within the center.
 - (9) All food shall be served under the direct supervision of jail personnel.
 - (10) The center shall have sufficient cold and dry food storage facilities if food is prepared in the center.
- (13 Ky.R. 825; eff. 11-11-1986; Am. 34 Ky.R. 1197; 1973; eff. 3-7-2008; 37 Ky.R. 2984; eff. 10-7-2011; 48 Ky.R. 956; eff. 3-1-2022.)

The Jail Standards Review Commission established pursuant to KRS 441.055(1)(b) has approved the standards in this administrative regulation at its meeting on July 13, 2021 prior to its filing with the Legislative Research Commission in compliance with KRS 13A.120(3), 13A.220(6)(a), and 441.055(2).

COOKIE CREWS, Commissioner

APPROVED BY AGENCY: July 23, 2021

FILED WITH LRC: August 3, 2021 at 12:15 p.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation will be held on October 21, 2021, at 9:00 a.m. at the Justice and Public Safety Cabinet, 125 Holmes Street, Frankfort, Kentucky 40601. Any person who wishes to be heard at this hearing shall notify the agency in writing by five workdays prior to the hearing of their intent to attend. If a notice of intent to attend the hearing is not received by that date, the hearing may be cancelled. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through October 31, 2021. Send written

notice of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: Amy V. Barker, Assistant General Counsel, Justice and Public Safety Cabinet, 125 Holmes Street, Frankfort, Kentucky 40601, phone (502) 564-8207, fax (502) 564-6686, email Justice.RegContact@ky.gov.