

SECRETARY OF STATE
(New Administrative Regulation)

30 KAR 10:060. Release of participant information to criminal justice officials or agencies.

RELATES TO: Ky Acts Ch. 172

STATUTORY AUTHORITY: Ky Acts Ch. 172

NECESSITY, FUNCTION, AND CONFORMITY: Ky Acts Ch. 172 authorizes the Secretary of State to promulgate administrative regulations implementing Ky Acts Ch. 172. This administrative regulation implements Ky Acts Ch. 172.

Section 1. Expedited release of participant information shall be granted in response to a written request setting forth the reason(s) requiring the expedited release of information to the criminal justice agency. The request must be on agency letterhead and signed by the employee of the criminal justice agency requesting such information and his or her direct supervisor or acting supervisor if the employee's direct supervisor is unavailable.

Section 2. If the participant indicates on their application he/she has reason to believe he or she is a victim of domestic violence, sexual assault, trafficking or stalking perpetrated by an employee of a law enforcement agency, the letter must be accompanied by a court order for release of records in the program participant's file.

MICHAEL G. ADAMS, Secretary of State

APPROVED BY AGENCY: June 27, 2023

FILED WITH LRC: June 29, 2023 at 3 p.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on September 26, 2023, at 10:00 a.m. EST, at Office of the Secretary of State. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing was received by that date, the hearing may be cancelled. This hearing will not be made unless a written request for a transcript is made. 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 until September 30, 2023. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: Jennifer Scutchfield, Assistant Secretary of State, 700 Capital Avenue, State Capitol, Suite 152, Frankfort, Kentucky 40601, phone (502) 782-7417, fax (502) 564-5687, email jscutchfield@ky.gov.