

## BOARDS AND COMMISSIONS

### Board of Social Work

#### (Amendment)

#### **201 KAR 23:140. Per diem compensation for board members.**

RELATES TO: KRS 335.060

STATUTORY AUTHORITY: KRS 335.060, 335.070(3)

CERTIFICATION STATEMENT:

NECESSITY, FUNCTION, AND CONFORMITY: KRS 335.060 provides that a board member shall receive per diem compensation, not to exceed \$125, to be established by administrative regulation promulgated by the board. This administrative regulation establishes this per diem compensation.

Section 1. The per diem compensation for a board member shall be ~~\$125~~<sup>\$100</sup>.

*HANK CECIL, LCSW, Board Chair*

APPROVED BY AGENCY: June 15, 2026

FILED WITH LRC: June 15, 2026 at 10:35 a.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on August 31, 2026, at 1:00 p.m., at the Kentucky Board of Social Work, 125 Holmes St., Suite 310, Frankfort, Kentucky 40601. Individuals interested in being heard at this hearing shall notify this agency in writing by five (5) workdays prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be cancelled. A transcript of the public hearing will not be made unless a written request for a transcript is made prior to the end of the hearing. 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 August 31, 2026. 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: Marc Kelly, Executive Director, Kentucky Board of Social Work, 125 Holmes St., Suite 310, Frankfort Kentucky 40601, phone (502) 564-2350, email [marc.kelly@ky.gov](mailto:marc.kelly@ky.gov).

## REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

**Contact Person:** Marc Kelly **Phone:** (502) 564-2350 **Email:** marc.kelly@ky.gov

**Subject Headings:** Social Work, Occupations and Professions, Boards and Commissions

**(1) Provide a brief summary of:**

**(a) What this administrative regulation does:**

This administrative regulation establishes per diem compensation for board members.

**(b) The necessity of this administrative regulation:**

This regulation is necessary to establish per diem compensation as directed by KRS 335.060.

**(c) How this administrative regulation conforms to the content of the authorizing statutes:**

KRS 335.060 directs that board members shall receive per diem compensation, not to exceed one hundred twenty-five dollars (\$125), to be established by administrative regulation promulgated by the board.

**(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:**

This administrative regulation will assist in effective administration of the statutes by establishing a per diem rate to the extent authorized by KRS 335.060.

**(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:**

**(a) How the amendment will change this existing administrative regulation:**

This amendment will change the existing administrative regulation by raising the per diem rate from one hundred dollars (\$100) to one hundred twenty-five dollars (\$125).

**(b) The necessity of the amendment to this administrative regulation:**

This amendment is necessary to adequately compensate board members to the extent allowed by statute.

**(c) How the amendment conforms to the content of the authorizing statutes:**

This amendment conforms to the content of the authorizing statutes by raising the per diem rate to the extent authorized by KRS 335.060.

**(d) How the amendment will assist in the effective administration of the statutes:**

This amendment will assist in the effective administration of the statutes by establishing a uniform per diem rate for board members.

**(3) Does this administrative regulation or amendment implement legislation from the previous five years? No.**

**(4) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:**

This administrative regulation will affect members of the board.

**(5) Provide an analysis of how the entities identified in question (4) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:**

**(a) List the actions that each of the regulated entities identified in question (4) will have to take to comply with this administrative regulation or amendment:**

The individuals identified in question (4) will receive an additional twenty-five dollars (\$25) in per diem compensation.

**(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (4):**

There will be no cost to board members.

**(c) As a result of compliance, what benefits will accrue to the entities identified in question (4):**

Individuals identified in question (4) will receive increased compensation for per diem allocations.

**(6) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:**

**(a) Initially:**

Minimal costs are anticipated

**(b) On a continuing basis:**

Minimal costs are anticipated.

**(7) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation or this amendment:**

The board is self-funded through application, license and renewal fees. No general fund dollars will be expended.

**(8) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:**

An increase in fees or funding will not be necessary to implement this change.

**(9) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees:**

This administrative regulation does not establish any fees or directly or indirectly increase any fees.

**(10) TIERING: Is tiering applied?**

No. All board members are compensated uniformly.

## FISCAL IMPACT STATEMENT

**(1) Identify each state statute, federal statute, or federal regulation that requires or authorizes the action taken by the administrative regulation:**

KRS 335.060.

**(2) State whether this administrative regulation is expressly authorized by an act of the General Assembly, and if so, identify the act:**

KRS 335.060.

**(3)(a) Identify the promulgating agency and any other affected state units, parts, or divisions:**

The Kentucky Board of Social Work.

**(b) Estimate the following for each affected state unit, part, or division identified in (3)(a):**

**1. Expenditures:**

**For the first year:Minimal.**

**For subsequent years:Minimal.**

**2. Revenues:**

**For the first year:None.**

**For subsequent years:None.**

**3. Cost Savings:**

**For the first year:None.**

**For subsequent years:None.**

**(4)(a) Identify affected local entities (for example: cities, counties, fire departments, school districts):**

No local entities are affected.

**(b) Estimate the following for each affected local entity identified in (4)(a):**

**1. Expenditures:**

**For the first year:None.**

**For subsequent years:None.**

**2. Revenues:**

**For the first year:None.**

**For subsequent years:None**

**3. Cost Savings:**

**For the first year:None**

**For subsequent years:None.**

**(5)(a) Identify any affected regulated entities not listed in (3)(a) or (4)(a):**

None.

**(b) Estimate the following for each regulated entity identified in (5)(a):**

**1. Expenditures:**

**For the first year:None.**

**For subsequent years:None.**

**2. Revenues:**

**For the first year:None.**

**For subsequent years:None.**

**3. Cost Savings:**

**For the first year:None.**

**For subsequent years:None.**

**(6) Provide a narrative to explain the following for each entity identified in (3)(a), (4)(a), and (5)(a)**

**(a) Fiscal impact of this administrative regulation:**

The fiscal impact of this administrative regulation is expected to be minimal upon the board.

**(b) Methodology and resources used to reach this conclusion:**

Most members receive a per diem monthly. Assuming a twenty-five-dollar monthly increase for a full board over twelve months the cost would be \$2,100.

**(7) Explain, as it relates to the entities identified in (3)(a), (4)(a), and (5)(a):**

**(a) Whether this administrative regulation will have a "major economic impact", as defined by KRS 13A.010(14):**

This administrative regulation will not have a major economic impact as defined.

**(b) The methodology and resources used to reach this conclusion:**

Most members receive a per diem monthly. Assuming a twenty-five dollar monthly increase for a full board over twelve months, the cost would be \$2,100.