

# **ADMINISTRATIVE REGULATION REVIEW SUBCOMMITTEE**

## **Minutes of the May Meeting of the 2020 Interim**

**May 12, 2020**

### **Call to Order and Roll Call**

The May meeting of the Administrative Regulation Review Subcommittee was held on Tuesday, May 12, 2020, at 1:00 PM, in Room 171 of the Capitol Annex. Senator Stephen West, Chair, called the meeting to order, and the secretary called the roll.

Present were:

Members: Senator Stephen West, Co-Chair; Senators Julie Raque Adams and Alice Forgy Kerr; Representatives Deanna Frazier and Mary Lou Marzian.

Guests: Todd Allen, Education Professional Standards Board, Department of Education; Stafford Easterling, Personnel Board; Larry Hadley, Board of Pharmacy; Leanne Diakov, Board of Medical Licensure; Julie Campbell, Board of Cosmetology; Morgan Ransdell, Board of Nursing; Clint Quarles; Department of Agriculture; Paulette Akers, Michael Mullins, Department of Natural Resources; Amy Barker, Department of Corrections; Heidi Schissler, Kevin Sharkey, Department for Public Advocacy; DJ Wasson, Department of Insurance; Max Fuller, Department of Housing, Buildings, and Construction; Kelli Rodman, Office of the Secretary; Julie Brooks, Department for Public Health; Laura Begin, Department for Community Based Services.

LRC Staff: Sarah Amburgey, Stacy Auterson, Emily Caudill, Ange Darnell, Emily Harkenrider, Karen Howard, and Carrie Klaber.

**The Administrative Regulation Review Subcommittee met on Tuesday, May 12, 2020, and submits this report:**

### **Administrative Regulations Reviewed by the Subcommittee:**

**EDUCATION AND WORKFORCE DEVELOPMENT CABINET: Education Professional Standards Board: Educator Preparation**

16 KAR 5:020. Standards for admission to educator preparation. Todd Allen, interim general counsel, represented the board.

A motion was made and seconded to approve the following amendments: to amend Sections 1 and 2 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

**PERSONNEL: Personnel Board**

101 KAR 1:325. Probationary periods. Stafford Easterling, general counsel, represented the board.

**BOARDS AND COMMISSIONS: Board of Pharmacy**

201 KAR 2:095. Pharmacist interns. Larry Hadley, executive director, represented the board.

In response to a question by Co-Chair West, Mr. Hadley stated that the changes to this administrative regulation were to simplify the process for supervision of interns.

In response to a question by Representative Frazier, Mr. Hadley stated that a supervising pharmacist was required to be present in the building with an intern.

A motion was made and seconded to approve the following: (1) to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs to comply with the drafting requirements of KRS Chapter 13A; and (2) to amend Section 1 to clarify that a pharmacist intern, under the supervision and direction of a licensed pharmacist, shall practice pharmacy pursuant to KRS 315.010(22), with the exception that prior to dispensing, a pharmacist shall verify the accuracy and appropriateness to include drug utilization review and final product verification of the prescription or product dispensed. Without objection, and with agreement of the agency, the amendments were approved.

**Board of Medical Licensure**

201 KAR 9:270. Professional standards for prescribing or dispensing Buprenorphine-Mono-Product or Buprenorphine-Combined-with-Naloxone. Leanne Diakov, general counsel, represented the board.

A motion was made and seconded to approve the following amendments: to amend Sections 2, 4, and 5 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

**Board of Cosmetology**

201 KAR 12:030. Licensing, permits, and examinations. Julie Campbell, board administrator, represented the board.

In response to questions by Co-Chair West, Ms. Campbell stated that active duty military was intended to include reserves, National Guard, and veterans. The board did not have many military personnel utilizing these provisions.

In response to a general question by Representative Frazier, Ms. Campbell stated that legislation would be required in order to amend place-of-service requirements. Statutory exemptions could not be expanded by administrative regulation.

A motion was made and seconded to approve the following amendments: (1) to amend the RELATES TO paragraph to comply with the drafting requirements of KRS Chapter 13A; (2) to amend Section 3 to restore language with the minimum number of hour requirements for curriculum for applicants licensed in other states to conform with KRS 317A.050; and (3) to amend Section 20 to update the Out of State Transfer Application and Limited Facility Permit Application to: (a) comply with the drafting requirements of KRS Chapter 13A; (b) correct fees; and (c) make technical corrections. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 12:060. Inspections.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO; STATUTORY AUTHORITY; and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1 through 4 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 12:082. Education requirements and school administration.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 18, 32, and 33 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 12:100. Infection control, health and safety. A motion was made and seconded to approve the following amendments: (1) to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 1 through 4, 6, 7, 9 through 11, and 17 through 21 to comply with the drafting and formatting requirements of KRS Chapter 13A; (2) to amend Section 1 to complete the definition for “porous”; and (3) to add Section 22, to establish requirements for autoclaves. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 12:140. School equipment.

In response to questions by Co-Chair West, Ms. Campbell stated that biometric provisions were to ensure that attempts at licensure were not fraudulent. The board had experienced instances of fraud. Biometric screening could be as simple as a fingerprint scan.

A motion was made and seconded to approve the following amendments: to amend Section 2 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 12:260. Fees.

A motion was made and seconded to approve the following amendments: to amend Sections 2 and 4 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

### **Board of Nursing**

201 KAR 20:600. Standards for training programs for licensed certified professional midwives. Morgan Ransdell, general counsel, represented the board.

A motion was made and seconded to approve the following amendments: (1) to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1 through 8 to comply with the drafting and formatting requirements of KRS Chapter 13A; (2) to amend Section 1 to add a definition for “preceptor”; and (3) to amend Section 8 to incorporate by reference the Core Competencies and Standards of Practice of the Midwives Alliance of North America forms. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 20:610. Approval process for training programs for licensed certified professional midwives.

A motion was made and seconded to approve the following amendments: (1) to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1, 3, 4, and 6 to comply with the drafting requirements of KRS Chapter 13A; and (2) to amend Section 2 to delete the definition for “preceptor.” Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 20:620. Licensing requirements for licensed certified professional midwives.

In response to a question by Senator Raque Adams, Mr. Ransdell stated that the board was not currently planning to lower the \$1,000 initial licensure and renewal fee; however,

the board had the authority to reconsider the amount. The fee amount was based upon the cost of regulating a small number of licensees, which required implementation of a new electronic system. This fee was expected to impact approximately twenty (20) licensees. Senator Raque Adams stated that the fee seemed high and that she might ask the board to consider lowering it in the future.

In response to a question by Co-Chair West, Mr. Ransdell stated that the initial licensure fee for an RN was \$135. The corresponding renewal fee was sixty-five (65) dollars. Co-Chair West reiterated Senator Raque Adams concern about the high fee and the possible need to revisit this issue in the future.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, and CONFORMITY paragraphs and Sections 1 through 3 and 7 through 10 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 20:630. Disciplinary actions for licensed certified professional midwives.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1 through 3 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 20:640. Requirements for informed consent for licensed certified professional midwives.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 20:650. Licensed certified professional midwives permitted medical tests and formulary.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 2 and 3 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 20:660. Licensed certified professional midwives duty to report.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1, 2, and 5 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 20:670. Licensed certified professional midwives consultation, collaboration, and referral provisions.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1 through 5 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 20:680. Licensed certified professional midwives client records.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

201 KAR 20:690. Licensed certified professional midwives transfer guidelines.

In response to questions by Senator Raque Adams, Mr. Ransdell stated that transfer provisions related to the hand-off of a patient with home-delivery complications to an emergency room of a hospital. The transfer provisions were developed by the midwife as a contingency and were a component of the plan of care. There was communication between the midwife and the hospital in developing the plan. The plan specifications depended on the complications of the individual delivery. Senator Raque Adams stated that the provisions seemed to need clarification in the future.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

**DEPARTMENT OF AGRICULTURE: Office of the Commissioner: Livestock Sanitation**

302 KAR 20:012. Repeal of 302 KAR 020:030, 302 KAR 020:050, 302 KAR 020:052, 302 KAR 020:66, 302 KAR 020:090, 302 KAR 020:100, and 302 KAR 020:150. Clint Quarles, counsel, represented the department.

302 KAR 20:013. Repeal of 302 KAR 020:110, 302 KAR 020:115, 302 KAR 020:120, 302 KAR 020:130, 302 KAR 020:140, 302 KAR 020:180, 302 KAR 020:185, and 302 KAR 020:261.

302 KAR 20:014. Repeal of 302 KAR 020:070.

**Office of the State Veterinarian: Livestock, Poultry, and Fish**

302 KAR 22:130. Equine.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO; STATUTORY AUTHORITY; and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1 through 7, 10 through 12, and 14 through 18 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

302 KAR 22:150. Cervids.

In response to questions by Co-Chair West, Mr. Quarles stated that the department worked closely with the Department of Fish and Wildlife Resources regarding the prevention of chronic wasting disease in cervids. Duplication of effort was not an issue because the Department of Fish and Wildlife Resources was responsible for the fence and the area beyond the fence perimeters, while the Office of State Veterinarian was responsible for regulation within the containment area up to the fence.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO; STATUTORY AUTHORITY; and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1 through 14, 16, and 17 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

**Office of Agricultural Marketing: Ginseng**

302 KAR 45:010. Ginseng.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO paragraph and Sections 1 through 4, 6, and 7 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

**ENERGY AND ENVIRONMENT CABINET: Department for Natural Resources: Division of Conservation: Administration**

416 KAR 1:010. Administration of Kentucky Soil Erosion and Water Quality Cost-Share Fund. Paulette Akers, division director, and Michael Mullins, regulation coordinator, represented the division.

In response to a question by Co-Chair West, Ms. Akers stated that previous versions of this administrative regulation required that cost-share funds not spent be returned to the division. It was often difficult to get that money returned. In the late 1990s or early 2000s, the division began reimbursing unspent funds directly to the district based on farmers' receipts.

A motion was made and seconded to approve the following amendments: (1) to amend Sections 1 through 8 and 10 through 12 to comply with the drafting and formatting requirements of KRS Chapter 13A; and (2) to establish that: (a) cost-sharing assistance applicants shall complete management practices within one (1) year of approval; (b) upon request, the division shall grant a six (6) month extension; and (c) after two (2) extensions have been granted and expired, the landowner shall forfeit the right to cost-sharing assistance funds. Without objection, and with agreement of the agency, the amendments were approved.

**JUSTICE AND PUBLIC SAFETY CABINET: Department of Corrections:  
Office of the Secretary**

501 KAR 6:020. Corrections policies and procedures. Amy Barker, assistant general counsel, represented the department. Kevin Sharkey, attorney, Kentucky Protection and Advocacy, appeared in opposition to this administrative regulation.

In response to questions by Co-Chair West, Ms. Barker stated that this administrative regulation represented the department's annual or biannual review of standard policies. The department was updating various policies, including a broad range of topics.

In response to questions by Co-Chair West, Mr. Sharkey stated that Kentucky Protection and Advocacy provided legal services for the protection of the rights of individuals with disabilities. CPP 5.1 currently prohibited medical testing on inmates. This proposed version reversed that prohibition. Kentucky Protection and Advocacy preferred to maintain the prohibition; however, if the prohibition was being reversed; due to the disproportionate number of inmates with diminished capacity, the coercive nature of incarceration, and historical abuses; an exclusion should be included for those with diminished decision-making capacity, mental illness, or traumatic brain injury. The proposed exclusion was only for inmates with intellectual disabilities. Participation in medical testing should be only voluntary. CPP 13.13 also needed amendment. Kentucky Protection and Advocacy was opposed to placing inmates with serious mental illness in solitary confinement. The Eighth Amendment (US Constitution) prohibited cruel and unusual punishment. The US Supreme Court has held that the Eighth Amendment (US Constitution)



prohibited prison officials from disregarding known substantial risks of serious harm. Solitary confinement was dangerous for inmates with serious mental illness and often caused existing conditions to clinically deteriorate, including, for example, increased anxiety, depression, anger, cognitive disturbances, obsessive thoughts, psychosis, and suicidal thoughts. One of the nation's top experts in mental health has stated that solitary confinement of inmates with serious mental illness was an extreme hazard to their mental health, causing irreparable emotional damage, psychiatric disability, extreme mental anguish, and suffering. In some cases, these inmates were at higher risk of self-injury or suicide. Solitary confinement was in opposition to evolving norms. Numerous medical and governmental organizations agreed. Several court decisions determined that this practice constituted a violation of the Eighth Amendment (US Constitution.) Kentucky Protection and Advocacy preferred a prohibition against solitary confinement of inmates with serious mental illness but, if absolutely necessary, that confinement should occur only with supports, such as meaningful human interaction, purposeful activities, out-of-cell time, and adequate mental health services.

In response to questions by Co-Chair West, Ms. Barker stated that the department had mental health staff and multidisciplinary teams to manage inmates with mental health issues. Solitary confinement was sometimes necessary due to the age of Kentucky's facilities, staffing limits, and budgetary restraints. The change to CPP 5.1 was initiated by clinical trial partners that needed inmates for medical trials. Coercion was not a factor. Medical testing prohibitions were being lifted because federal prohibitions had changed. Medical testing included research of all sorts, not just clinical testing. The department's agency amendment addressed concerns about consent but did not go as far as Kentucky Protection and Advocacy preferred. All studies were voluntary.

In response to a question by Representative Frazier, Ms. Barker stated that most of the trial partners were university affiliates. A mentally ill inmate would be unable to voluntarily consent.

In response to questions by Representative Marzian, Ms. Barker stated that department facilities had psychologists available. An inmate in need of services could make a request to any staff member. There was a triage process for receiving care. Ms. Barker stated that she was unaware what services would be available to inmates released due to coronavirus.

In response to questions by Co-Chair West, Mr. Sharkey stated that the department's amendment to CPP 5.1 only applied to inmates with intellectual disabilities and did not go far enough to protect inmates with diminished decision-making abilities for other reasons such as mental illness or traumatic brain injury. CPP 13.13 also did not go far enough in protecting inmates with serious mental illness from the possible damaging effects of solitary confinement.

In response to a question by Co-Chair West, Ms. Barker stated that the department agreed to continue working with Kentucky Protection and Advocacy regarding these policies. Co-Chair West stated that these issues may also be addressed at the subject matter committee.

A motion was made and seconded to approve the following amendments: (1) to amend Section 1 and the material incorporated by reference to: (a) clarify various provisions; (b) correct statutory citations; (c) update edition dates; and (d) comply with the drafting requirements of KRS Chapter 13A; (2) to amend CPP 5.1, Research, Surveys, and Data Requests, to establish screening procedures for inmates suspected of having an intellectual disability; and (3) to amend CPP 13.13, Behavioral Health Services, to clarify housing procedures for: (a) inmates whose current mental health situation does not permit successful placement in general population; and (b) inmates presenting with severe mental illness. Without objection, and with agreement of the agency, the amendments were approved.

**EDUCATION AND WORKFORCE DEVELOPMENT CABINET: Kentucky Board of Education: Department of Education: Pupil Transportation**

702 KAR 5:080. Bus drivers' qualifications, responsibilities, and training. Todd Allen, interim general counsel, represented the department.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO paragraph and Sections 2, 4, 5, 7, 9, 12, and 19 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

**Office of Learning Support Services**

704 KAR 7:090. Homeless children and youth education program and ensuring educational stability of children in foster care.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO; STATUTORY AUTHORITY; and NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 1 through 4 and 6 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

**PUBLIC PROTECTION CABINET: Department of Insurance: Kinds of Insurance; Limits of Risk; Reinsurance**

806 KAR 5:025. Credit for reinsurance. D. J. Wasson, executive advisor, represented the department.

In response to a question by Co-Chair West, Ms. Wasson stated that this administrative regulation did not relate to stacking.

A motion was made and seconded to approve the following amendments: (1) to amend the STATUTORY AUTHORITY and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 1, 3 through 11, 14, and 15 to comply with the drafting and formatting requirements of KRS Chapter 13A; and (2) to amend Section 1 to add a definition. Without objection, and with agreement of the agency, the amendments were approved.

**Department of Housing, Buildings, and Construction: Division of Plumbing: Plumbing**

815 KAR 20:191. Minimum fixture requirements. Max Fuller, deputy commissioner, represented the division.

A motion was made and seconded to approve the following amendments: to amend Section 1 and Sections 3 through 6 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

**CABINET FOR HEALTH AND FAMILY SERVICES: Department for Public Health: Division of Epidemiology and Health Planning: Communicable Diseases**

902 KAR 2:065. Immunization requirements for long-term care facilities. Kelli Rodman, executive director, and Julie Brooks, regulation coordinator, represented the division.

In response to questions by Co-Chair West, Ms. Brooks stated that the division required long-term facilities to offer pneumococcal vaccines to residents and staff. Changes included provisions for planning for illnesses. These changes aligned requirements with the division's other administrative regulations. The outbreak data reporting requirement changes pertained to the forms and the process for making a report. This administrative regulation was initially filed prior to the coronavirus outbreak.

In response to a question by Representative Frazier, Ms. Brooks stated that the division didn't mandate the vaccinations but required them to be available and offered.

A motion was made and seconded to approve the following amendment: to amend Section 2 to make a technical correction. Without objection, and with agreement of the agency, the amendment was approved.

**Department for Community Based Services: Division of Child Care: Day Care**

922 KAR 2:090. Child-care center licensure. Kelli Rodman, executive advisor, and Laura Begin, regulation coordinator, represented the division.

In response to a question by Co-Chair West, Ms. Begin stated that these administrative regulations were initially filed prior to the coronavirus outbreak. These provisions were intended to assist child-care providers with hiring and maintaining required staff by providing for temporary, contracted substitute staff. Deadlines for required training for child-care staff were streamlined.

### **Day Care**

922 KAR 2:100. Certification of family child-care homes.

A motion was made and seconded to approve the following amendment: to amend Section 11 for consistency with 922 KAR 002:090. Without objection, and with agreement of the agency, the amendment was approved.

**The following administrative regulations were deferred or removed from the May 12, 2020, subcommittee agenda:**

### **SECRETARY OF STATE: Notary Public**

30 KAR 8:005 & E. Notary Public applications and electronic and online registrations.

### **BOARDS AND COMMISSIONS: Board of Pharmacy**

201 KAR 2:230. Special limited pharmacy permit – Central Fill.

### **Board of Dentistry**

201 KAR 8:550. Anesthesia and sedation.

201 KAR 8:590. Teledentistry.

### **Real Estate Appraisers**

201 KAR 30:130. Education provider, instructor, and course.

**COMMUNITY AND TECHNICAL COLLEGE SYSTEM: Board of  
Emergency Medical Services**

202 KAR 7:555. Ground agencies.

**DEPARTMENT OF AGRICULTURE: Office of the Consumer and Environmental Protection: Egg Marketing**

302 KAR 10:011. Repeal of 302 KAR 010:010, 302 KAR 010:020, 302 KAR 010:030, 302 KAR 010:040, 302 KAR 010:050, 302 KAR 010:060, 302 KAR 010:070, 302 KAR 010:080, and 302 KAR 010:090.

302 KAR 10:015. Egg grading and classification.

302 KAR 10:025. License application, refusal, revocation, suspension, and appeals.

302 KAR 10:100. Refrigeration of eggs and temperature requirements.

**Office of the State Veterinarian: Livestock, Poultry, and Fish**

302 KAR 22:050. Stockyards.

**Office of Agricultural Marketing: Industrial Hemp**

302 KAR 50:012. Repeal of 302 KAR 050:040 and 302 KAR 050:050.

302 KAR 50:020. Policies and procedures for hemp growers.

302 KAR 50:030. Policies and procedures for hemp processors and handlers.

302 KAR 50:055. Sampling and THC testing, post-testing actions, disposal of noncompliant harvests.

302 KAR 50:060. Fees for the Hemp Licensing Program and forms.

**LABOR CABINET: Department of Workplace Standards: Division of Safety and Health Compliance: Division of Safety and Health Education and Training: Occupational Safety and Health**

803 KAR 2:180. Recordkeeping, reporting, statistics.

**PUBLIC PROTECTION CABINET: Horse Racing Commission: Flat and Steeplechase Racing**

810 KAR 4:030. Entries, subscriptions, and declarations.

### **Standardbred Racing**

810 KAR 5:060. Entries and starters.

810 KAR 5:070. Running of the race.

### **Incentive and Development Funds**

810 KAR 7:040. Kentucky Standardbred Development Fund and Kentucky Standardbred Breeders' Incentive Fund.

### **Medication Guidelines**

810 KAR 8:010. Medication; testing procedures; prohibited practices.

810 KAR 8:070. Bisphosphonates.

### **Harness Racing**

811 KAR 1:250. Exotic wagering.

### **CABINET FOR HEALTH AND FAMILY SERVICES: Kentucky Health Program: Medicaid Services**

895 KAR 1:002E. Repeal of 895 KAR 001:001, 895 KAR 001:010, 895 KAR 001:015, 895 KAR 001:020, 895 KAR 001:025, 895 KAR 001:030, 895 KAR 001:035, 895 KAR 001:040, 895 KAR 001:045, 895 KAR 001:050, and 895 KAR 001:055.

### **Office of Inspector General: Division of Certificate of Need: Certificate of Need**

900 KAR 6:075 & E. Certificate of need nonsubstantive review.

### **DEPARTMENT FOR PUBLIC HEALTH: Division of Healthcare: Health Services and Facilities**

902 KAR 20:036. Operation and services; personal care homes.

### **Department for Community Based Services: Division of Family Support: K-TAP, Kentucky Works, Welfare to Work, State Supplementation**

921 KAR 2:015 & E. Supplemental programs for persons who are aged, blind, or have a disability.

The subcommittee adjourned at 2:20 p.m. The next meeting of the subcommittee is tentatively scheduled for June 9, 2020, at 1 p.m.