

ADMINISTRATIVE REGULATION REVIEW SUBCOMMITTEE
Minutes of the October Meeting
October 10, 2023

Call to Order and Roll Call

The October meeting of the Administrative Regulation Review Subcommittee was held on Tuesday, October 10, 2023, at 1:00 PM, in Room 149 of the Capitol Annex. Representative Derek Lewis, Co-Chair, called the meeting to order, and the secretary called the roll.

Present were:

Members: Representative Derek Lewis, Co-Chair; Senators Julie Raque Adams, Damon Thayer, and David Yates; and Representatives Randy Bridges, Deanna Frazier Gordon, and Daniel Grossberg.

Guests: Becky Gilpatrick and Miles Justice, Kentucky Higher Education Assistance Authority; Travis Powell, Council on Postsecondary Education; Cassie Trueblood, Education Professional Standards Board and Board of Education; Jennifer Scutchfield, Secretary of State; John Steffen and Leslie Saunders, Registry of Election Finance; Stafford Easterling, Personnel Cabinet; Carrie Bass and Jessica Beaubien, Kentucky Public Pension Authority; Juliana Swiney and Eden Davis, Board of Pharmacy; Kelly Jenkins and Jeffrey Prather, Board of Nursing; Stephanie Brammer-Barnes, Adam Mather, and Valerie Moore, Office of Inspector General; Steven Curley, Board of Physical Therapy; Samuel Thorner, Kentucky Housing Corporation; Dave Dreves and Jenny Gilbert, Department of Fish and Wildlife Resources; Michael Kennedy, Energy and Environment Cabinet; Chad Collins, Kentucky High School Athletics Association; Abigail Gall, Department of Insurance; Jamie Eads, Hans Stokke, and Jennifer Wolsing, Horse Racing Commission; Laura Begin and Misty Sammons, Department for Community Based Services; Mary Haynes, Nazareth Homes; Joe Jurgenson, Management Systems of Kentucky; and Caroline Ruschell, Children’s Advocacy Centers of Kentucky.

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

Administrative Regulations Reviewed by this Subcommittee:

KENTUCKY HIGHER EDUCATION ASSISTANCE AUTHORITY: Division of Student and Administrative Services: KHEAA Grant Programs

[011 KAR 005:001](#). Definitions pertaining to 11 KAR Chapter 5. Becky Gilpatrick, director of student aid, and Miles Justice, general counsel, represented the authority.

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

[011 KAR 015:110](#). Scholarships for Registered Apprenticeship and Qualified Workforce Training programs.

A motion was made and seconded to approve the following amendments: to amend Sections 1, 3, and 4 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

COUNCIL ON POSTSECONDARY EDUCATION: Healthcare

[013 KAR 005:010](#). Healthcare training scholarships. Travis Powell, vice president and general counsel, represented the council.

In response to a question by Representative Frazier Gordon, Mr. Powell stated that this administrative regulation implemented House Bill 200 from the 2023 Regular Session of the General Assembly, which created a scholarship fund and an incentive fund for establishing partnerships between postsecondary educational institutions and healthcare providers. Students in targeted healthcare workforce areas would be trained by the institution and work for the health care provider. If a student completed a two year service requirement with the provider, the scholarship would not have to be repaid by the student.

In response to a question by Senator Thayer, Mr. Powell stated that the council had been working with the sponsor of House Bill 200 from the 2023 Regular Session of the General Assembly to communicate with the Interim Joint Committee on Appropriations and Revenue concerning a budget request to implement the bill.

A motion was made and seconded to approve the following amendments: to amend Sections 2 and 5 to comply with the drafting requirements of KRS Chapter 13A; to amend Section 1 to add a definition for “eligible entity” and delete the definition for “eligible postsecondary institution”; and to amend and update the corresponding language of Section 3. Without objection, and with agreement of the agency, the amendments were approved.

[013 KAR 005:020](#). Healthcare program incentives.

In response to a question by Representative Frazier Gordon, Mr. Powell stated that this administrative regulation provided criteria for high-performing health care programs to receive incentives, in accordance with House Bill 200 from the 2023 Regular Session of the General Assembly.

A motion was made and seconded to approve the following amendments: to amend Sections 1 and 5 to comply with the drafting requirements of KRS Chapter 13A; to amend Section 1 to add a definition for “eligible entity” and delete the definition for “eligible postsecondary institution”; and to amend and update the corresponding language of Section 2. Without objection, and with agreement of the agency, the amendments were approved.

EDUCATION PROFESSIONAL STANDARDS BOARD: Teaching Certificates

[016 KAR 002:240](#). Interim certificate. Cassie Trueblood, counsel, represented the board.

A motion was made and seconded to approve the following amendments: to amend the STATUTORY AUTHORITY and NECESSITY, FUNCTION, AND CONFORMITY paragraphs to comply with KRS Chapter 13A; and to amend Sections 1 and 2 to make changes consistent with the emergency regulation, as amended on August 1, 2023, by the Interim Joint Committee on Education. Without objection, and with agreement of the agency, the amendments were approved.

SECRETARY OF STATE: Address Confidentiality Program

[030 KAR 006:012](#). Repeal of 030 KAR 006:011. Jennifer Scutchfield, assistant secretary of state and general counsel, represented the secretary of state.

In response to a question from Co-Chair Lewis, Ms. Scutchfield stated that the administrative regulation expanded the address confidentiality program to victims of domestic abuse and masked a victim's address on public-facing state or county agency Web sites.

Senator Thayer congratulated Senator Julie Raque Adams on the implementation of her bill through these administrative regulations.

Safe at Home Program

[030 KAR 010:010](#). Definitions for 30 KAR Chapter 10.

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 Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[030 KAR 010:020](#). Application and certification.

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 and 2 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[030 KAR 010:030](#). Notification of expiration and recertification in the Safe at Home Program.

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 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.

[030 KAR 010:040](#). Cancellation, appeal, and withdrawal.

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 and 3 through 5 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[030 KAR 010:050](#). Application assistant training and designation.

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.

[030 KAR 010:060](#). Release of participant information to criminal justice officials or agencies.

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 and 2 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[030 KAR 010:070](#). School enrollment and record transfers.

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 Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[030 KAR 010:080](#). Substitute address.

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 Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[030 KAR 010:090](#). Exercise of program participant's privileges.

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 Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[030 KAR 010:100](#). Attaining age of majority.

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 Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[030 KAR 010:110](#). Service of process.

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 Section 1 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[030 KAR 010:120](#). Recognition of certification in other state.

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 and 2 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

REGISTRY OF ELECTION FINANCE: Reports and Forms

[032 KAR 002:020](#). General provisions. Leslie Saunders, general counsel, and John Steffen, executive director, represented the registry.

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

[032 KAR 002:030](#). Complaints; internally-generated matters.

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 and 3 through 6 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[032 KAR 002:040](#). Investigatory procedures.

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, 3, 4, 6, and 8 to comply with the drafting and formatting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[032 KAR 002:050](#). Conciliation.

[032 KAR 002:060](#). Advisory opinions.

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

[032 KAR 002:221](#). Repeal of 032 KAR 002:220.

[032 KAR 002:230](#). Processing of records requests.

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 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 BOARD

[101 KAR 001:365E](#). Appeal and hearing procedures. Stafford Easterling, general counsel and hearing officer, represented the board.

[101 KAR 001:365](#). Appeal and hearing procedures.

A motion was made and seconded to approve the following amendments: to amend the NECESSITY, FUNCTION, AND CONFORMITY paragraph and Sections 3 and 5 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

FINANCE AND ADMINISTRATION CABINET: Kentucky Public Pension Authority: General Rules

[105 KAR 001:457](#). In-line-of-duty survivor benefits. Carrie Bass, staff attorney supervisor, and Jessica Beaubien, policy specialist, represented the cabinet.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and NECESSITY, FUNCTION, AND CONFORMITY paragraphs and Sections 4 and 6 through 9 to comply with the drafting requirements of KRS Chapter 13A; and to amend the STATUTORY AUTHORITY paragraph and Section 2 to reference KRS 61.505(3)(d) as authorizing the agency to contract with third-party vendors to act on its behalf throughout the in-line-of-duty survivor benefit application and review process. Without objection, and with agreement of the agency, the amendments were approved.

BOARDS AND COMMISSIONS: Board of Pharmacy

[201 KAR 002:020](#). Examination. Juliana Swiney, deputy executive director, and Eden Davis, general counsel, represented the board.

In response to a question by Co-Chair Lewis, Ms. Davis stated that the board did not increase fees between 1999 and 2021. In 2021, the fees were increased by \$25 dollars, and the current administrative regulation increased fees by another \$25 dollars. In surrounding states, the average fee for a pharmacy, third-party logistic provider, and wholesaler was \$278, \$616, and \$278, respectively. This administrative regulation increased the fees for a pharmacy, third-party logistic provider, and wholesaler to \$150, \$400, and \$150, respectively.

A motion was made and seconded to approve the following amendments: to amend Sections 6 through 8 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[201 KAR 002:050](#). Licenses and permits; fees.

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

[201 KAR 002:105](#). Requirements for wholesalers, medical gas wholesalers, wholesale distributors, and virtual wholesale distributors.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO paragraph and Sections 1 through 5 and 7 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[201 KAR 002:205](#). Pharmacist-in-charge.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO paragraph and Section 2 to comply with the drafting requirements of KRS Chapter 13A; and to amend Section 2 to add the Cabinet for Health and Family Services to the filing of a report list for the pharmacist-in-charge of reporting any theft or loss. Without objection, and with agreement of the agency, the amendments were approved.

[201 KAR 002:225](#). Special limited pharmacy permit-Medical gas.

A motion was made and seconded to approve the following amendments: to amend Sections 2, 4, and 5 to comply with the drafting and formatting requirements of KRS Chapter 13A; and to amend and update the nonresident application forms for consistency with the changes made to the forms in the amended after comments version of 201 KAR 2:050. Without objection, and with agreement of the agency, the amendments were approved.

[201 KAR 002:240](#). Special limited pharmacy permit - charitable.

A motion was made and seconded to approve the following amendments: to amend Sections 1, 3, and 4 to comply with the drafting and formatting requirements of KRS Chapter 13A; and to amend and update the nonresident application forms for consistency with the changes made to the forms in the amended after comments version of 201 KAR 2:050. Without objection, and with agreement of the agency, the amendments were approved.

[201 KAR 002:320](#). Requirements for manufacturers and virtual manufacturers.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO paragraph 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 002:340](#). Special limited pharmacy permit-clinical practice.

A motion was made and seconded to approve the following amendments: to amend Sections 2, 4, and 5 to comply with the drafting and formatting requirements of KRS Chapter 13A and to amend and update the nonresident application forms for consistency with the changes made to the forms in the amended after comments version of 201 KAR 2:050. Without objection, and with agreement of the agency, the amendments were approved.

[201 KAR 002:390](#). Requirements for third-party logistics providers.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO paragraph to comply with KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

Board of Nursing

[201 KAR 020:620](#). Licensing requirements for licensed certified professional. Kelly Jenkins, executive director; and Jeff Prather, general counsel, represented the board.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO paragraph and Sections 2, 3, 8, 9, and 11 to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

Board of Physical Therapy

[201 KAR 022:170](#). Physical Therapy Compact Commission. Stephen Curley, executive director, represented the board.

Kentucky Housing Corporation

[202 KAR 002:020](#). Rural Housing Trust Fund. Samuel Thorner, general counsel, represented the corporation.

A motion was made and seconded to approve the following amendments: to amend the STATUTORY AUTHORITY and NECESSITY, FUNCTION, AND CONFORMITY paragraphs to comply with the drafting requirements of KRS Chapter 13A; and 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.

TOURISM, ARTS AND HERITAGE CABINET: Department of Fish and Wildlife Resources: Fish

[301 KAR 001:122](#). Importation, possession, and prohibited aquatic species. Dave Dreves, director of fisheries, and Jenny Gilbert, legislative liaison, represented the department.

In response to a question from Senator Thayer, Mr. Dreves stated that this administrative regulation allowed goldfish to be used as bait, provided that invasive carp may be re-released after being caught, and restricted the transportation and sale of tilapia for food consumption only.

ENERGY AND ENVIRONMENT CABINET: Department for Environmental Protection: Division for Air Quality: National Ambient Air Quality Standards

[401 KAR 051:010](#). Attainment status designations. Michael Kennedy, division director, represented the division.

In response to a question by Senator Yates, Mr. Kennedy stated that there were various ambient air monitors around the state that collected data over a three year period. The cabinet analyzed the data to determine if an area meets the national ambient air quality standards for the 2015, eight hour ground-level ozone.

EDUCATION AND WORKFORCE DEVELOPMENT CABINET: Board of Education: School Terms, Attendance and Operation

[702 KAR 007:065](#). Designation of agent to manage middle and high school interscholastic athletics. Chad Collins, general counsel, Kentucky High School Athletics Association, and Cassie Trueblood, counsel, represented the board.

A motion was made and seconded to approve the following amendments: to amend the KHSAA Board of Control Adopted Policies to: update the required components of the emergency action plans; revise provisions for heat index monitoring; and change requirements regarding air quality concerns for local district consideration; and to amend the RELATES TO paragraph and Sections 3 and 7 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: Agents, Consultants, Solicitors and Adjusters

[806 KAR 009:400](#). Public adjuster filings. Abigail Gall, executive advisor, represented the department

A motion was made and seconded to approve the following amendments: to amend Sections 1 through 5 and the material incorporated by reference to comply with the drafting requirements of KRS Chapter 13A. Without objection, and with agreement of the agency, the amendments were approved.

[806 KAR 017:290](#). Independent External Review Program.

A motion was made and seconded to approve the following amendments: to amend the RELATES TO and STATUTORY AUTHORITY 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.

Kentucky Horse Racing Commission: Sports Wagering

[809 KAR 001:002E](#). Service provider licensing. Jamie Eads, executive director; Hans Stokke, director; and Jennifer Wolsing, general counsel, represented the commission.

Senator Thayer congratulated the commission on the speedy implementation of sports wagering.

In response to a question by Senator Thayer, Mr. Stokke stated there had been promising results from the implementation of sports wagering.

[809 KAR 001:003E](#). Occupational licenses.

[809 KAR 010:001E](#). General provisions.

[809 KAR 010:002E](#). Standards for sports wagering.

[809 KAR 010:003E](#). Technical requirements and oversight.

[809 KAR 010:004E](#). Sports wagering accounts.

[809 KAR 010:005E](#). Licensed premises.

[809 KAR 010:006E](#). Audit and internal control standards.

[809 KAR 010:007E](#). Responsible gaming and advertising.

[809 KAR 010:008E](#). Disciplinary actions and hearings.

Kentucky Horse Racing Commission: Licensing

[810 KAR 003:010E](#). Licensing of racing associations.

CABINET FOR HEALTH AND FAMILY SERVICES: Office of Inspector General: Certificate of Need

[900 KAR 006:080](#). Certificate of Need emergency circumstances. Adam Mather, inspector general, and Valerie Moore, regulation coordinator, represented the office.

In response to a question by Co-Chair Lewis, Mr. Mather confirmed that the administrative regulation provided a temporary solution for emergency circumstances and was a response to an instance in eastern Kentucky of a county that experienced an immediate loss of ambulance services.

Co-Chair Lewis stated that he had deep concerns with upcoming certificate of need regulations. The legislature created the Certificate of Need Task Force, and the cabinet was encouraged to address the questions of the task force going forward.

Division of Health Care

[902 KAR 020:300](#). Operation and services; nursing facilities. Adam Mather, inspector general, and Valerie Moore, regulation coordinator, represented the office.

In response to a question by Senator Yates, Mr. Mather stated that the medication aides were certified, rather than licensed.

Department for Community Based Services

[922 KAR 001:360E](#). Private child care placement, levels of care, and payment. Laura Begin, regulation coordinator, and Misty Sammons, division director, represented the department. Caroline Rochelle, CEO, Children's Advocacy Centers of Kentucky, appeared in favor of this administrative regulation.

In response to a question by Co-Chair Lewis, Ms. Rochelle stated these administrative regulations were designed to bring Kentucky in line with national standards. Ms. Begin stated the emergency and ordinary administrative regulations increased rates for private providers, who used the new rates to provide more services and to add staff. Ms. Sammons stated that the cost study to determine rates was conducted every two years with the budget cycle.

[922 KAR 001:360](#). Private child care placement, levels of care, and payment.

[922 KAR 001:580](#). Standards for children's advocacy centers.

A motion was made and seconded to approve the following amendments: to amend Sections 2 through 4 to specify a delayed compliance date of July 1, 2024; to amend Section 3(4) to require an executive director to have, at a minimum, a master's degree from an accredited college or university and three years of post-bachelor's degree experience in administration; and to amend Section 3(6) to require a forensic interviewer to have, at a minimum, a master's degree from an accredited college or university in a mental health, education, human services, or criminal justice field and two years of post-bachelor's degree direct service experience. Without objection, and with agreement of the agency, the amendments were approved.

[922 KAR 002:245](#). Kentucky infant and toddler credential.

A motion was made and seconded to approve the following amendments: to amend Section 1(1)(b)1. and 2. for consistency with the Amended After Comments version of 922 KAR 2:225; and to amend Section 9 to update incorporated material. Without objection, and with agreement of the agency, the amendments were approved.

[922 KAR 002:255](#). Kentucky school-aged youth development credential.

Other Business: Representative Grossberg appealed for the support of Israel during recent international strife. He stated that all forms of terrorism should be condemned.

Senator Thayer agreed with Representative Grossberg's statements.

The following administrative regulations were deferred or removed from the October 10, 2023, subcommittee agenda:

STATE BOARD OF ELECTIONS: Forms and Procedures

[031 KAR 004:196E](#). Consolidation of precepts and precinct election officers.

KENTUCKY COMMISSION ON HUMAN RIGHTS: Human Rights

[104 KAR 001:010](#). Posting, distribution and availability of notices and pamphlets.

[104 KAR 001:040](#). Guidelines for advertising employment or licensing opportunities.

[104 KAR 001:050](#). Standards and procedures for providing equal employment opportunities.

[104 KAR 001:080](#). Guidelines on fair housing.

[104 KAR 001:100](#). Nondiscrimination on the basis of disability by a place of public accommodations, licensing agencies and trade organizations.

BOARDS AND COMMISSIONS: Board of Veterinary Examiners.

[201 KAR 016:550](#). Authorization for animal control agencies to apply for a restricted controlled substances certificate from DEA.

[201 KAR 016:552](#). Responsibilities for certified animal control agencies; limitations on drugs.

[201 KAR 016:560](#). Certification as an animal euthanasia specialist.

[201 KAR 016:701](#). Standards for medical records.

[201 KAR 016:702](#). Standards for veterinary surgery.

[201 KAR 016:750](#). Licensed veterinary technicians (LVTs) – Scope of practice and supervisory requirements.

Board of Nursing

[201 KAR 020:700](#). Medication aide training programs and credentialing of medication aides. Stephanie Brammer-Barnes, regulation coordinator for Cabinet for Health and Family Services: Office of Inspector General; Kelly Jenkins, executive director; and Jeff Prather, general counsel, represented the board. Mary Haynes, registered nurse and nursing home administrator, and Joe Jurgenson, director of operations for Management Systems of Kentucky, appeared in opposition to this administrative regulation.

In response to a question by Co-Chair Lewis, Ms. Haynes stated that she was requesting an exclusion from the nursing requirement for personal care homes, which currently were not required to employ nurses. Mr. Jurgenson stated that there was not a way, currently, to fund the addition of a minimum of two nurses, which would be needed to comply with the requirement in a 24/7, 365 day- per-year environment.

In response to a question by Co-Chair Lewis, Mr. Mather stated that the cabinet was working internally to resolve concerns related to 200 KAR 20:700 and the implementation of the statute.

A motion was made and seconded to defer consideration of 201 KAR 20:700 to the November meeting of this subcommittee. Without objection, and with the agreement of the agency, the administrative regulation was deferred.

Board of Social Work

[201 KAR 023:055](#). Inactive status of license.

[201 KAR 023:160](#). Temporary permission to practice.

[201 KAR 023:170](#). Telehealth and social work practice.

INDEPENDENT ADMINISTRATIVE BODIES: Board of Emergency Medical Services

[202 KAR 007:550](#). Required equipment and vehicle standards.

TOURISM, ARTS AND HERITAGE CABINET: Department of Fish and Wildlife Resources: Fish

[301 KAR 001:115](#). Propagation of aquatic organisms.

[301 KAR 001:125](#). Transportation of fish.

Game

[301 KAR 002:172](#). Deer hunting seasons, zone, and requirements.

DEPARTMENT OF AGRICULTURE: Livestock, Poultry, and Fish

[302 KAR 022:150](#). Cervids.

JUSTICE AND PUBLIC SAFETY CABINET: Department of Justice: Capital Punishment

[501 KAR 016:310](#). Pre-execution medical actions.

Kentucky Law Enforcement Council

[503 KAR 001:140](#). Peace officer, telecommunicator, and court security officer professional standards.

Department of Juvenile Justice: Child Welfare

[505 KAR 001:010](#). Definitions.

[505 KAR 001:100](#). Admissions.

[505 KAR 001:110](#). Intake and orientation.

[505 KAR 001:180](#). Day treatment admissions.

[505 KAR 001:185](#). Day treatment programs.

[505 KAR 001:210](#). Restraints and control methods.

[505 KAR 001:220](#). Transportation of juveniles.

[505 KAR 001:240](#). Dietary services.

[505 KAR 001:250](#). Drug screening and testing.

[505 KAR 001:260](#). Education.

[505 KAR 001:270](#). Grievances.

[505 KAR 001:280](#). Hair and grooming.

[505 KAR 001:290](#). Juvenile allowance and work detail.

[505 KAR 001:300](#). Juvenile records and information.

[505 KAR 001:310](#). Leave, releases, and furloughs.

[505 KAR 001:320](#). Library services.

[505 KAR 001:330](#). Personal property, dress, and clothing and bedding supply.

[505 KAR 001:340](#). Recreation.

[505 KAR 001:350](#). Religious practice.

[505 KAR 001:360](#). Searches.

[505 KAR 001:370](#). Treatment.

[505 KAR 001:380](#). Mail, visiting, and telephone use.

[505 KAR 001:390](#). Juvenile Accounts and Youth Activity Fund Account.

[505 KAR 001:400](#). Behavior management and progressive discipline.

[505 KAR 001:410](#). Isolation and protective custody.

[505 KAR 001:420](#). Youthful offenders.

PUBLIC PROTECTION CABINET: Kentucky Horse Racing Commission: Sports Wagering

[809 KAR 001:002](#). Service provider licensing.

[809 KAR 001:003](#). Occupational licenses.

Sports Wagering: Technical Criteria

[809 KAR 010:001](#). General provisions.

[809 KAR 010:002](#). Standards for sports wagering.

[809 KAR 010:003](#). Technical requirements and oversight.

[809 KAR 010:004](#). Sports wagering accounts.

[809 KAR 010:005](#). Licensed premises.

[809 KAR 010:006](#). Audit and internal control standards.

[809 KAR 010:007](#). Responsible gaming and advertising.

[809 KAR 010:008](#). Disciplinary actions and hearings.

Horse Racing: General

[810 KAR 002:020](#). Thoroughbred and flat racing officials.

[810 KAR 002:070](#). Thoroughbred and other flat racing associations.

[810 KAR 002:100](#). Self-exclusion.

Horse Racing: Licensing

[810 KAR 003:010](#). Licensing of racing associations.

Horse Racing: Flat and Steeplechase Racing

[810 KAR 004:001](#). Definitions for 810 Chapter 4.

[810 KAR 004:010](#). Horses.

[810 KAR 004:030](#). Entries, subscriptions, and declarations.

[810 KAR 004:040](#). Running of the race.

CABINET FOR HEALTH AND FAMILY SERVICES: Office of Inspector General: State Health Plan

[900 KAR 005:020](#). State Health Plan for facilities and services.

Certificate of Need

[900 KAR 006:075](#). Certificate of need non-substantive review.

Department for Public Health: Food and Cosmetics

[902 KAR 045:190E](#). Hemp-derived cannabinoid products; packaging and labeling requirements.

Radiology

[902 KAR 100:019](#). Standards for protection against radiation.

[902 KAR 100:040](#). General provisions for specific licenses.

[902 KAR 100:050](#). General licenses.

[902 KAR 100:058](#). Specific licenses to manufacture, assemble, repair, or distribute products.

[902 KAR 100:065](#). Reciprocal recognition.

[902 KAR 100:165](#). Notices, reports, and instructions to employees.

[902 KAR 100:185](#). Standards for protection against radiation from radioactive materials.

[902 KAR 100:195](#). Licensing of special nuclear material.

[902 KAR 100:200](#). Licenses and radiation safety requirements for irradiators.

Department of Medicaid Services: Payment and Services

[907 KAR 003:310](#). Community health worker services and reimbursement.

Department for Behavioral Health, Developmental and Intellectual Disabilities: Division of Behavioral Health: Mental Health

[908 KAR 002:300E](#). Kentucky problem gambling assistance account.

The subcommittee adjourned at 2:17 p.m. The next meeting of this subcommittee was tentatively scheduled for November 9, 2023, at 2 p.m.