

LEGISLATIVE RESEARCH COMMISSION

Minutes of the 565th Meeting May 13, 2020

Call to Order and Roll Call

The 565th meeting of the Legislative Research Commission was held on Wednesday, May 13, 2020, at 1:30 PM, in Room 171 of the Capitol Annex. Senator Robert Stivers II, Chair, called the meeting to order, and the secretary called the roll.

Present were:

Members: Senator Robert Stivers II, Co-Chair; Representative David Osborne, Co-Chair; Senators Julie Raque Adams, David P. Givens, Morgan McGarvey, Dennis Parrett, Damon Thayer, Johnny Ray Turner, and Mike Wilson; Representatives Derrick Graham, Angie Hatton, Joni L. Jenkins, Chad McCoy, David Meade, and Suzanne Miles.

Guests:

LRC Staff: Jay Hartz and Christy Glass.

President Stivers called the meeting to order and asked for a Motion to approve to the minutes of December 19, 2019, meeting; accept as indicated items A. through I. under Staff and Committee Reports; approve items A. and B. under New Business; accept and refer as indicated items 1. through 37. under Communications; and approve the appointment of Senator Jimmy Higdon as co-Chair of the Interim Joint Committee on Transportation, as communicated by memo dated April 22, 2020.

Representative Jenkins asked regarding the Interim Joint Meeting schedule under Item B., if any decision had been made as to whether members would be able to join those meetings remotely.

President Stivers advised that provisions were being worked on and discussions taking place with the Executive Branch for individuals who wish to appear before a committee in person and making sure that staff and members of the press are appropriately, socially distanced. Plans are being discussed with the Director of LRC how to Skype, Bluejean, or Zoom. Those plans will be set out as protocol through the interim.

Representative Jenkins asked if those plans included protocol for citizens to address the committees. President Stivers responded that they are looking at ways to Zoom, Skype, and stream committee meetings for those not able to attend in person. He went on to say that discussions are being held to look at some of the federal funds to update LRC's video equipment so that committee meetings can be more effectively communicated.

Speaker Osborne followed up saying that a memo would be coming out of his office today regarding protocol for House members, including reimbursement protocols.

Senator Turner gave an update on Representative Carney and asked for continued prayers for Representative Carney.

A motion was then made by Senator Thayer and seconded by Representative Osborne to approve the motion made by President Stivers.

There being no further discussion, a motion having been made, a roll call vote was taken, and the motion approved unanimously. The following items were approved, accepted or referred:

MINUTES OF THE December 19, 2019, MEETING

STAFF AND COMMITTEE REPORTS

- A. Committee Activity Reports since December 19, 2019.
- B. Report of the Administrative Regulations Review Subcommittee meetings on December 16, 2019, and January 13, February 10, and March 9, 2020, and a review of the Administrative Regulations Subcommittee in April 2020.
- C. Committee review of the administrative regulations by the Interim Joint Committee on Licensing, Occupations, and Administrative Regulations during its meeting on December 16, 2019.
- D. Committee review of the administrative regulations by the Senate Standing Committee on Health and Welfare during its meetings on January 22, February 12, February 27, March 11, and March 19, 2020.
- E. Committee review of the administrative regulations by the House Standing Committee on Health and Family Services during its meetings on January 23, and February 27, 2020.
- F. Committee review of the administrative regulations by the Senate Standing Committee on Agriculture during its meeting February 11, 2020, and the House Standing Committee on Agriculture during its meeting on February 26, 2020.
- G. Committee review of FY 2020 Small Cities Community Development Block Grant and Section 108 Loan Guarantee Program Application by the Senate Standing Committee on State and Local Government and the House Standing Committee on Local Government during its meeting on March 4, 2020.
- H. Committee review of FY 2020 Social Services Block Grant Preliminary Plan by the House Standing Committee on Health and Family Services during its meeting on April 14, 2020.
- I. Committee review of FY 2020 Social Services Block Grant Preliminary Plan by the Senate Standing Committee on Health and Welfare during its meeting on April 14, 2020.

NEW BUSINESS

- A. From Senate President Robert Stivers and House Speaker David Osborne: Memorandum appointing Keith Hale to the Local Superintendents Advisory Council.
- B. From Senate President Robert Stivers and House Speaker David Osborne: Memorandum approving the 2020 Interim Joint Committee Regular Meeting Schedule.

COMMUNICATIONS

1. From the Office of the Attorney General: Constitutional Challenge Reports for November and December 2019, and January and February 2020.
2. From the Finance and Administration Cabinet: Monthly Investment Income Report for December 2019, and January, February, March, and April 2020.
3. From the Finance and Administration Cabinet, Office of the Controller: Surtax Receipts Statements for the Law Enforcement and Professional Firefighters Foundation Fund Programs, which reflect activity for Accounting Periods 6, 7, 8, and 9 and year-to-date activity for the period of July 1, 2019, through March 31, 2020.
4. From the Cabinet for Economic Development: Construction activity reports for each loan approved as of the quarters ending December 31, 2019, and March 31, 2020.
5. From the Cabinet for Health and Family Services: 2019 Child Care Advisory Council's Annual Report.
6. From the Executive Branch Ethics Commission: 2017-2019 Biennial Report.
7. From the University of Kentucky: FY 19 Audited Financial Statements.
8. From the Energy and Environment Cabinet: FY 19 Waste Tire Program Annual Report.
9. From the Department of Revenue, Office of Property Valuation: 2016 Property Assessment Performance Audit Results.
10. From the Cabinet for Health and Family Services: 2019 Kentucky Elder Abuse Report.
11. From the Kentucky Board of Licensure for Marriage and Family Therapists: 2019 Annual Report.
12. From Northern Kentucky University: 2019 Financial Report.
13. From the Kentucky Board of Alcohol and Drug Counselors: 2019 Annual Report.
14. From the Kentucky Personnel Cabinet: Quarterly Reports as of December 31, 2019, and March 31, 2020, which lists the number of all full-time classified (merit) and unclassified (non-merit) employees.
15. From the Cabinet for Health and Family Services: 2019 Annual Report on Receipt and Expenditure of State and Federal Funds to Area Developmental Districts.
16. From the Cabinet for Health and Family Services: Annual Report detailing Family Resource or Youth Services Centers with staff salary over seventy percent (70%) of budget.
17. From the Cabinet for Health and Family Services: 4th Quarter 2019 and 1st Quarter 2020 Social Service Worker Caseload Averages.
18. From the Cabinet for Economic Development: 2019 Annual Report of the Linked Deposit Loan Investment Program.
19. From the Department of Education: 2019 Report on Local School District Administrative Expenditures.

20. From the Auditor of Public Accounts: Biennial Report on Kentucky Employers' Mutual Insurance Authority.
21. From the State Interagency Council: FY19 Adopted Recommendations.
22. From the Department of Education: FY18-19 Report on Efficient School Design.
23. From the Auditor of Public Accounts: FY19 Report of the Statewide Single Audit of the Commonwealth of Kentucky, Volumes I and II.
24. From the Administrative Office of the Courts: 2019 Citizen Foster Care Review Board Annual Report.
25. From the Auditor of Public Accounts: Report of the Audit of the Hardin County Fiscal Court.
26. From the Justice and Public Safety Cabinet: HB 463, Section 53, 2019 Evidence-Based Practices and Programs Annual Report.
27. From the Kentucky Employers' Mutual Insurance Authority: 2019 Annual Statement.
28. From the Cabinet for Health and Family Services, Department for Public Health: 2019 Neonatal Abstinence Syndrome Registry Report.
29. From the Auditor of Public Accounts: FY19 Report on Compliance with Civil Rights Laws Including Agency Title VI Implementation Plans, Updates, and Compliance Reports.
30. From the Auditor of Public Accounts: FY19 Report of the Audit of the Kentucky Health Benefit Exchange.
31. From the Auditor of Public Accounts: 2019 Audit Findings Report Commonwealth of Kentucky Health Benefit Exchange.
32. From the Kentucky Employers' Mutual Insurance: 2019 Kentucky Employers' Mutual Insurance Authority Management's Discussion and Analysis with Supplementary Schedules.
33. From the Auditor of Public Accounts: 2019 Report of the Audit of Motor Vehicle and Motorboat Taxes and Registration Fees Collected and Remitted to the Commonwealth of Kentucky By Each County Clerk.
34. From the Auditor of Public Accounts: 2019 Report of the Audit of the Kentucky Board of Nursing.
35. From the Kentucky Personnel Cabinet: 2019 Annual Turnover Report of 15% and Greater.
36. From the Kentucky Personnel Cabinet: March 2020 Semi-Annual Report listing all filled positions exempted from classified service.
37. From the Kentucky Council on Postsecondary Education: 2019 Report of Orientation and Education Program for CPE and campus board members.

President Stivers asked if there was any further business to be taken up.

Senator Thayer asked Director Hartz when the approved 2020 Interim Joint Committee Calendar would be posted to the LRC website.

Director Hartz replied that it would be posted very soon after adjournment for public viewing.

Senator Stivers asked for any further motions.

Representative Meade asked for a motion to go into Executive Session to discuss personnel matters. The motion was seconded by Senator Wilson.

After returning from Executive Session, Senator Stivers asked if there was any further discussion.

Senator Thayer offered condolences and asked for a moment of silence in memory of Senator Wilson's mother, who had recently passed away.

There being no further business, the meeting was adjourned.