

LEGISLATIVE RESEARCH COMMISSION

Minutes

May 9, 2024

Call to Order and Roll Call

The 576th meeting of the Legislative Research Commission was held on May 9, 2024, at 12:30 PM in Room 154 of the Capitol Annex. Representative David W. Osborne, Chair, called the meeting to order, and the secretary called the roll.

Present were:

Members: Representative David W. Osborne Co-Chair; Senator Robert Stivers Co-Chair; Senators David P. Givens, Gerald A. Neal, Reginald Thomas, Mike Wilson, and David Yates; Representatives Derrick Graham, Suzanne Miles, Jason Nemes, Rachel Roberts, Steven Rudy, and Cherlynn Stevenson.

Guests:

LRC Staff: Christy Glass

There being a quorum present, Representative Osborne called for a motion to approve the minutes of the September 6, 2023, meeting; accept as indicated items A. through Z. under Staff and Committee Reports; approve items A. through I. under New Business; and accept and refer as indicated items 1. through 110. under Communications. A motion was made by Representative Rudy and seconded by Senator Wilson, to approve, accept, or refer the following items and a roll call vote was taken.

Disposition of minutes of the September 6, 2023, MEETING

STAFF AND COMMITTEE REPORTS

- A. Committee reports since September 1, 2023.
- B. Reports of the Administrative Regulations Review Subcommittee meetings on September 12, October 10, November 9, and December 11, 2023, and January 8, February 12, March 11, and April 9, 2024.
- C. Committee review of administrative regulations by the Interim Joint Committee on Banking and Insurance during its meeting on August 1, 2023.

- D. Committee review of administrative regulations by the Interim Joint Committee on Natural Resources and Energy during its meetings on September 21, October 19, and November 16, 2023.
- E. Committee review of administrative regulations by the Interim Joint Committee on Families and Children during its meetings on September 27 and October 25, 2023.
- F. Committee review of administrative regulations by the Interim Joint Committee on Health Services during its meetings on September 27, October 25, and December 13, 2023.
- G. Committee review of FFY 2024-2025 Community Services Block Grant State Plan by the Interim Joint Committee on Families and Children during its meeting on July 25, 2023.
- H. Committee review of administrative regulations by the Interim Joint Committee on Agriculture during its meeting on October 19, 2023.
- I. Committee review of the Temporary Assistance for Needy Families (TANF) Title IV-A State Block Grant by the Interim Joint Committee on Health Services during its meeting on December 13, 2023.
- J. Committee review of administrative regulations by the Interim Joint Committee on Judiciary during its meeting on July 20, 2023.
- K. From Tom Hewlett, Deputy Director for Research and Communications: Reports of Task Forces for 2023.
- L. Committee review of administrative regulations by the Senate Standing Committee on Families and Children during its meetings on January 9, February 20, and March 12, 2024.
- M. Committee review of administrative regulations by the House Standing Committee on Families and Children during its meetings on January 11, February 15, and March 14, 2024.
- N. Committee review of administrative regulations by the House Standing Committee on Education during its meetings on January 9 and February 13, 2024.
- O. Committee review of administrative regulations by the Senate Standing Committee on Education during its meetings on January 11 and February 15, 2024.
- P. Committee review of administrative regulations by the Senate Standing Committee on Health Services during its meetings on January 10, February 14, and March 21, 2024.

Q. Committee review of administrative regulations by the House Standing Committee on Health Services during its meetings on January 18, February 15, and March 14, 2024.

R. Committee review of administrative regulations by the Senate Standing Committee on Veterans, Military Affairs, and Public Protection during its meetings on January 11 and April 12, 2024.

S. Committee review of administrative regulations by the House Standing Committee on Veterans, Military Affairs, and Public Protection during its meetings on January 23 and April 12, 2024.

T. Committee review of administrative regulations by the Senate and the House Standing Committees on Natural Resources and Energy during their meetings on February 21, 2024, and February 22, 2024, respectively.

U. Committee review of the FY 2024 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 their meeting on March 6, 2024.

V. Committee review of administrative regulations by the Senate and the House Standing Committees on Agriculture during their meetings on March 12, 2024, and March 13, 2024, respectively.

W. Committee review of the 2024 Social Services Block Grant State Plan by the Senate Standing Committees on Families and Children during its meeting on March 21, 2024.

X. Committee review of the 2024 Social Services Block Grant State Plan by the House Standing Committees on Families and Children during its meeting on March 21, 2024.

Y. Committee review of administrative regulations by the Senate Standing Committee on Transportation during its meeting on March 13, 2024.

Z. Committee review of administrative regulations by the House Standing Committee on Transportation during its meeting on February 27, 2024.

NEW BUSINESS

A. From Senate President Robert Stivers and House Speaker David Osborne:
Memorandum requesting Director Jay Hartz to develop a proposal for temporary chambers for the General Assembly.

- B. From Senate President Robert Stivers and House Speaker David Osborne: Memorandum recommending nominees for appointment to the Kentucky Equine Drug Research Council.
- C. From Senate President Robert Stivers and House Speaker David Osborne: Memorandum appointing Kimberly Baird to the Commission on Race and Access to Opportunity.
- D. From Director Jay Hartz: Memorandum Requesting approval of the 2024 Regular Session Standing Committee Schedule.
- E. From Senate President Robert Stivers and House Speaker David Osborne: Revised 2024 Regular Session Calendar.
- F. From Senate President Robert Stivers and House Speaker David Osborne: Memorandum appointing Representative Randy Bridges to the Geographic Information Advisory Council.
- G. From Senate President Robert Stivers and House Speaker David Osborne: Memorandum re-appointing former Representative Arnold Simpson to the Kentucky Legislative Ethics Commission.
- H. From Senate President Robert Stivers and House Speaker David Osborne: Memorandum appointing Representative Peyton Griffie to the Interim Joint Committees on Transportation, Judiciary, and Economic Development and Workforce Investment.
- I. From Senate President Robert Stivers and House Speaker David Osborne: Memorandum approving the 2024 Interim Joint Committee Regular Meeting Schedule

COMMUNICATIONS

1. 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 2, 3, 4, 5, 6, 7, 8, and 9, and year-to-date activity for the periods of August 1, 2023 through March 31, 2024.
2. From the Cabinet for Economic Development: Construction activity reports for each loan approved as of the quarters ending September 30 and December 31, 2023, and March 31, 2024.

3. From the Justice and Public Safety Cabinet: 2023 Kentucky State Corrections Commission Annual Report.
4. From the Public Protection Cabinet, Department of Professional Licensing: 2023 Annual Report of the Kentucky Board of Interpreters for the Deaf and Hard of Hearing.
5. From the Department of Military Affairs: 2023 Military Family Assistance Trust Fund Annual Report.
6. From the University of Kentucky: 2023 Cannabis Center Progress Report.
7. From the Kentucky Public Pension Authority: KERS Nonhazardous Employer Contractor Report.
8. From the Department for Behavioral Health, Developmental and Intellectual Disabilities: FY22 Substance Abuse Funding Report.
9. From the Council on Postsecondary Education: Expenditure and Impact of FY22-23 Appropriations to the Workforce Development Trust Fund.
10. From the Cabinet for Health and Family Services, Office of Inspector General: 2023 Audit of Required Abortion-related Information Reported to the Vital Statistics Branch for Calendar Year 2022.
11. From the Cabinet for Health and Family Services, Department for Community Based Services: SFY 23 Family Preservation Services Annual Report.
12. From the Auditor of Public Accounts: FY23 Report of the Audit of the Cabinet for Health and Family Services' Breast Cancer Research and Education Trust Fund.
13. From the University of Kentucky, College of Social Work: FY23 Citizen Review Panel Annual Report.
14. From the Cabinet for Health and Family Services, Department for Community Based Services: Response to FY23 Citizen Review Panel Annual Report.
15. From the Finance and Administration Cabinet, Department of Revenue: FY23 Disaster Relief Sales and Use Tax Refund Totals.
16. From the Cabinet for Health and Family Services, Department for Community Based Services: 2023 Child Abuse and Neglect Annual Report of Child Fatalities and Near Fatalities

17. From the Cabinet for Health and Family Services: 2023 Kentucky HIV/AIDS Advisory Council Annual Report.
18. From the Department for Local Government: 2023 Annual Special Purpose Governmental Entities Compliance Report.
19. From the Finance and Administration Cabinet, Commonwealth Office of Technology: 2023 Personal Information Security and Breach Notification Annual Report.
20. From the Cabinet for Health and Family Services, Department for Behavioral Health, Developmental and Intellectual Disabilities: Kentucky Advisory Council on Autism 2022-2023 Biennial Report.
21. From the Auditor of Public Accounts: FY23 Report of the Audit of the Kentucky Department of Veterans Affairs I Support Veterans License Plate.
22. From the Auditor of Public Accounts: FY23 Report of the Audit of the Kentucky Heritage Land Conservation Fund Nature License Plate Fund.
23. From the Department of Fish and Wildlife: 2023 No Net Loss Report.
24. From the Justice and Public Safety Cabinet: FY24 1st Quarter Substance Abuse Treatment and Job Training Pilot Report.
25. From the Justice and Public Safety Cabinet: FY24 1st Quarter and 2nd Quarter Population Management Reports
26. From the Justice and Public Safety Cabinet: 2023 Certificate of Employability Report.
27. From the Auditor of Public Accounts: FY23 Report of the Audit of the Kentucky Department of Veterans Affairs Veterans' Program Trust Fund.
28. From the Kentucky Department of Fish and Wildlife Resources: 2022 Kentucky Wetland and Stream Fees-In-Lieu-Of Mitigation Program Annual Report.
29. From the Justice and Public Safety Cabinet, Department of Corrections: 2023 Prison Industries Enhancement Certification Program (PIECP) Annual Report.
30. From the Teachers' Retirement System: FY23 Annual Report.

31. From the Teachers' Retirement System: FY23 In-State Investments Report.
32. From the Kentucky Board of Medical Licensure: 2023 Annual Report.
33. From the Education and Labor Cabinet: 2023 Unemployment Insurance Annual Report.
34. From the Auditor of Public Accounts: 2023 Report on Compliance with Civil Rights Laws Including Agency Title VI Implementation Plans, Updates, and Compliance Reports.
35. From the Cabinet for Health and Family Services: 2023 Annual Report of Child Victims of Female Genital Mutilation.
36. From the Cabinet for Health and Family Services: Social worker positions filled and vacant for the quarters ending September 30 and December 31, 2023, and March 31, 2024.
37. From the Personnel Cabinet: Twenty-Third Annual Report of the Kentucky Employees' Health Plan.
38. From the Department of Education: 2022-2023 Physical Activity and Nutrition Report.
39. From the Kentucky Higher Education Assistance Authority: FY23 Actuarial Valuation for Kentucky's Affordable Prepaid Tuition.
40. From the Cabinet for Economic Development: 2023 Program Activity Annual Reports.
41. From the Cabinet for Health and Family Services: FY23 Annual Report of Kentucky Child Victims of Human Trafficking.
42. From the Personnel Cabinet: 2023 3rd and 4th Quarter and 2024 1st Quarter Kentucky Employees' Health Plan Payment Integrity Findings Report.
43. From the Finance and Administration Cabinet: FY23 Report on Use of Energy-Efficiency in State Government.
44. From the Auditor of Public Accounts: 2023 Report of the Audit of the Kentucky River Authority.
45. From the Cabinet for Health and Family Services: Social Service Worker Caseload Averages Reports for July through September 2023.

46. From the Cabinet for Economic Development: 2023 Kentucky Economic Development Finance Authority Forgivable Loans Annual Report.
47. From the Kentucky Department for Medicaid Services: 2023 Medicaid Reimbursement Options to Address Social Risks and Health Related Social Needs.
48. From the Kentucky Employers' Mutual Insurance Authority: Quarterly Statement ending September 30, 2023.
49. From the Kentucky Department of Education: 2023 Kentucky Facilities Inventory and Classification System (KFICS) Report.
50. From the Teachers' Retirement System: 2023 Economic Assumption Review.
51. From the Teachers' Retirement System: 2023 Report of the Actuary on the Annual Valuation of the Retiree Health and Life Insurance Trusts.
52. From the Teachers' Retirement System: 2023 Report of the Actuary on the Annual Valuation of the Retirement Annuity Trust.
53. From the Legislative Ethics Commission: FY23 Annual Report.
54. From the Executive Branch Ethics Commission: 2021-2023 Biennial Report.
55. From the Energy and Environment Cabinet: Report of the Nuclear Energy Development Working Group.
56. From the Office of the Attorney General: 2023 Kentucky Child Abuse and Neglect Prevention Board Annual Report.
57. From the Cabinet for Health and Family Services: 2023 Kentucky Commission on Services and Supports for Individuals with Intellectual and Other Developmental Disabilities Annual Status Report.
58. From the Education and Labor Cabinet: Department of Workers' Claims Third Quarter Report.
59. From the Kentucky Public Service Commission: Report of the Retirement of Fossil Fuel-Fired Electric Generating Units in Kentucky.
60. From the State Interagency Council: 2023 Recommendations regarding the system of

care for children and transition-age youth with or at risk of behavioral health needs.

61. From the Education and Labor Cabinet: Unemployment Insurance Report, 2nd Quarter of 2023.

62. From the Cabinet for Health and Family Services: Report on Identifying and Reducing Systemic Barriers and Redundancies to Develop a More Efficient Hiring and Onboarding Process.

63. From the Auditor of Public Accounts: Examination of Certain Financial Operations and Internal Policies and Controls of the Team Western Kentucky Tornado Relief Fund and Team Eastern Kentucky Flood Relief Fund.

64. From the Cabinet for Health and Family Services: 2023 Benefits Cliff Calculator for the Department of Community Based Services.

65. From the Cabinet for Health and Family Services: 2019-2022 Kentucky Colon Cancer Screening Advisory Committee Data Report.

66. From the Governor's School for Entrepreneurs: FY23 Fourth Quarter Reports.

67. From the Auditor of Public Accounts: FY22 Report of the Audit of the Campbell County Fiscal Court.

68. From the Auditor of Public Accounts: 2023 Limited-scope Special Examination of the City of Paintsville.

69. From the Cabinet for Health and Family Services: 2023 Annual Report on Committed Children.

70. From the Office of Broadband Development: Semi-Annual Report.

71. From the Cabinet for Health and Family Services: 2023 Kentucky Eating Disorder Council Annual Report.

72. From the Cabinet for Health and Family Services: 2023 Lung Cancer Program Annual Report.

73. From the Cabinet for Health and Family Services: 2023 Pediatric Cancer Research Fund Annual Report.

74. From the Cabinet for Health and Family Services: 2023 Review of 1915(C) HCBS Waiver Program Operations.
75. From the Public Protection Cabinet: 2023 Annual Report of the Kentucky Board of Alcohol and Drug Counselors.
76. From the Public Protection Cabinet: 2023 Annual Report of the Kentucky Board of Pastoral Counselors.
77. From the Public Protection Cabinet: 2023 Annual Report of the Kentucky Board of Licensure for Marriage and Family Therapists.
78. From the Public Protection Cabinet: 2023 Annual Report of the Kentucky Board of Massage Therapy.
79. From the Public Protection Cabinet: 2023 Annual Report of the Kentucky Board of Licensure for Occupational Therapy
80. From the Commonwealth of Kentucky, Department of Juvenile Justice: 2023 Department of Juvenile Justice Performance Assessment of Facilities.
81. From the Administrative Office of the Courts: 2023 Behavioral Health Conditional Dismissal Program Annual Report.
82. From the Office of the State Budget Director: FY24 Second and Third Quarter Economic and Revenue Reports.
83. From the Energy and Environment Cabinet: 2023 Waste Tire Program Annual Report.
84. From the Cabinet for Health and Family Services: 2023 Child Fatality and Near Fatality External Review Panel.
85. From the Office of the State Budget Director: FY24 2nd Quarter Economic and Revenue Report.
86. From the Personnel Cabinet: Personnel Cabinet Quarterly Report as of December 31, 2023.
87. From the Justice and Public Safety Cabinet, Department of Corrections: Reentry Drug Supervision Annual Report.

88. From the Kentucky Employment First Council: 2023 Annual Report.
89. From the Kentucky Employers' Mutual Insurance Authority: 2023 Annual Report.
90. From The Governor's School for Entrepreneurs: FY23 Audit and Impact Annual Reports.
91. From Kentucky State University: 2nd Quarter Management Improvement Plan and February 2024 Monthly Financial Report.
92. From the Cabinet for Health and Family Services: 2023 Kentucky Annual Adult Protective Services Report
93. From the Auditor of Public Accounts: FY 23 Report of the Statewide Single Audit of the Commonwealth of Kentucky, Volume I.
94. From the Justice and Public Safety Cabinet, Department of Corrections: FY23 Annual Report on Evidence-Based Practices.
95. From the Education and Labor Cabinet: Department of Workers' Claims 2023 Fourth Quarterly Report.
96. From the Kentucky Employers' Mutual Insurance Authority: 2023 Management's Discussion and Analysis with Supplementary Schedules.
97. From the Auditor of Public Accounts: Report of the Audit of the Schedules of Employer Allocations and Other Postemployment Benefits Amounts by Employer for the Kentucky Public Pensions Authority.
98. From the Auditor of Public Accounts: Report of the Audit of the Schedules of Employer Allocations and Pension Amounts by Employer for the Kentucky Public Pensions Authority.
99. From the Auditor of Public Accounts: Report of the Statewide Single Audit of the Commonwealth of Kentucky, Volume II.
100. From the Kentucky Personnel Cabinet: Kentucky Employees' Health Plan (KEHP) Medical Benefit Claims Monitoring - First-Quarter 2024 Findings Report.
101. From the Auditor of Public Accounts: Report of the Audit of the Motor Vehicle and Motorboat Taxes and Registration Fees Collected and Remitted to the Commonwealth of

Kentucky By Each County Clerk.

102. From the Auditor of Public Accounts: Examination of Certain Financial Operations and Internal Policies and Controls of the City of Elkhorn City.

103. From the Louisville Firefighters Pension Fund: 2024 Actuarial Valuation Report.

104. From the Kentucky Personnel Cabinet: Quarterly Report as of March 31, 2024, which lists the number of all full-time classified (merit) and unclassified (non-merit) employees.

105. From the Kentucky Personnel Cabinet: March 2024 Semi-Annual Report listing all filled positions exempted from classified service.

106. From the Kentucky Employers' Mutual Insurance Authority: 2022 and 2023 Statutory Basis Financial Statements and Supplementary Information.

107. From the Cabinet for Health and Family Services: 2023 Sickle Cell Disease in Kentucky Annual Report.

108. From the University of Kentucky, College of Agriculture: Kentucky Tobacco Research and Development Center 1st Quarter Report.

109. From the Auditor of Public Accounts: FY23 Report of the Audit of the Kentucky Department of Fish and Wildlife Resources.

110. From the Workers' Compensation Funding Commission: Restricted Financial Institution Report.

The motion passed unanimously.

Senator Thomas asked about the development of committees that are going to be meeting during the interim, and more specifically, the status of the Workforce Development Task Force. Representative Osborne replied that the task forces and memberships will be approved by June 1. Representative Miles confirmed Representative Osborne's comment and further stated that Workforce has been a dominant factor through multiple categories and will be a top priority.

There being no further business, the meeting was adjourned.

Adjournment