

1 AN ACT relating to child protective services.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 620 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) If the cabinet's initial determination as to the risk of harm to and immediate*
6 *safety of an abused or neglected child as defined in KRS 600.020 requires an*
7 *investigation pursuant to administrative regulations promulgated by the cabinet,*
8 *including consideration of information on the nature and extent of a present*
9 *danger or threat of danger to the child or cabinet staff, and if the investigation*
10 *requires a visit to the residence or location where the reported abuse or neglect*
11 *occurred, the cabinet shall make the visit unannounced, in addition to any other*
12 *actions taken to protect the child.*

13 *(2) If the initial visit is necessary, after it is completed, the cabinet shall incorporate*
14 *unannounced visits with any necessary scheduled visits until the welfare of the*
15 *child has been safeguarded in accordance with administrative regulations*
16 *promulgated by the cabinet.*

17 *(3) If there is reason to believe a child is in imminent danger, or if a parent or*
18 *caretaker of a child refuses the cabinet entry to a child's home or refuses to allow*
19 *a child to be interviewed, the cabinet may request assistance:*

20 *(a) From law enforcement; or*

21 *(b) Through a request for a court order pursuant to KRS 620.040(5)(a).*

22 *(4) A school or a child-care provider shall provide the cabinet access to a child*
23 *subject to an investigation without parental consent.*

24 ➔Section 2. Section 1 of this Act may be cited as the Tucker Act.