

1 AN ACT relating to sexual misconduct disclosure by health care providers to
2 patients.

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

4 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 311 IS CREATED TO
5 READ AS FOLLOWS:

6 *(1) A licensee subject to this chapter that has been sanctioned by a disciplining*
7 *authority for sexual misconduct shall provide a disclosure to all patients before a*
8 *patient's first visit with the licensee following the sanction while the licensee is*
9 *subject to oversight by a disciplining authority.*

10 *(2) The disclosure shall include the date of the sexual misconduct sanction, a*
11 *description of all sanctions placed on the licensee by the disciplining authority,*
12 *the duration of all sanctions, the disciplining authority's telephone number, and*
13 *an explanation of how the patient can find more information about the licensee*
14 *on the disciplining authority's online license information Web site.*

15 *(3) The licensee shall provide the patient, the patient's parent or legal guardian, or*
16 *the patient's surrogate decision maker as defined in KRS 311.621 with the written*
17 *disclosure which shall be acknowledged by the signature of the patient, the*
18 *patient's parent or legal guardian, or the surrogate decision maker.*

19 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 312 IS CREATED TO
20 READ AS FOLLOWS:

21 *(1) A licensee subject to this chapter that has been sanctioned by a disciplining*
22 *authority for sexual misconduct shall provide a disclosure to all patients before a*
23 *patient's first visit with the licensee following the sanction while the licensee is*
24 *subject to oversight by a disciplining authority.*

25 *(2) The disclosure shall include the date of the sexual misconduct sanction, a*
26 *description of all sanctions placed on the licensee by the disciplining authority,*
27 *the duration of all sanctions, the disciplining authority's telephone number, and*

1 *an explanation of how the patient can find more information about the licensee*
2 *on the disciplining authority's online license information Web site.*

3 *(3) The licensee shall provide the patient, the patient's parent or legal guardian, or*
4 *the patient's surrogate decision maker as defined in KRS 311.621 with the written*
5 *disclosure which shall be acknowledged by the signature of the patient, the*
6 *patient's parent or legal guardian, or the surrogate decision maker.*

7 ➔SECTION 3. A NEW SECTION OF KRS CHAPTER 313 IS CREATED TO
8 READ AS FOLLOWS:

9 *(1) A licensee subject to this chapter that has been sanctioned by a disciplining*
10 *authority for sexual misconduct shall provide a disclosure to all patients before a*
11 *patient's first visit with the licensee following the sanction while the licensee is*
12 *subject to oversight by a disciplining authority.*

13 *(2) The disclosure shall include the date of the sexual misconduct sanction, a*
14 *description of all sanctions placed on the licensee by the disciplining authority,*
15 *the duration of all sanctions, the disciplining authority's telephone number, and*
16 *an explanation of how the patient can find more information about the licensee*
17 *on the disciplining authority's online license information Web site.*

18 *(3) The licensee shall provide the patient, the patient's parent or legal guardian, or*
19 *the patient's surrogate decision maker as defined in KRS 311.621 with the written*
20 *disclosure which shall be acknowledged by the signature of the patient, the*
21 *patient's parent or legal guardian, or the surrogate decision maker.*

22 ➔SECTION 4. A NEW SECTION OF KRS CHAPTER 314 IS CREATED TO
23 READ AS FOLLOWS:

24 *(1) A licensee subject to this chapter that has been sanctioned by a disciplining*
25 *authority for sexual misconduct shall provide a disclosure to all patients before a*
26 *patient's first visit with the licensee following the sanction while the licensee is*
27 *subject to oversight by a disciplining authority.*

1 (2) The disclosure shall include the date of the sexual misconduct sanction, a
2 description of all sanctions placed on the licensee by the disciplining authority,
3 the duration of all sanctions, the disciplining authority's telephone number, and
4 an explanation of how the patient can find more information about the licensee
5 on the disciplining authority's online license information Web site.

6 (3) The licensee shall provide the patient, the patient's parent or legal guardian, or
7 the patient's surrogate decision maker as defined in KRS 311.621 with the written
8 disclosure which shall be acknowledged by the signature of the patient, the
9 patient's parent or legal guardian, or the surrogate decision maker.

10 ➔SECTION 5. A NEW SECTION OF KRS CHAPTER 320 IS CREATED TO
11 READ AS FOLLOWS:

12 (1) A licensee subject to this chapter that has been sanctioned by a disciplining
13 authority for sexual misconduct shall provide a disclosure to all patients before a
14 patient's first visit with the licensee following the sanction while the licensee is
15 subject to oversight by a disciplining authority.

16 (2) The disclosure shall include the date of the sexual misconduct sanction, a
17 description of all sanctions placed on the licensee by the disciplining authority,
18 the duration of all sanctions, the disciplining authority's telephone number, and
19 an explanation of how the patient can find more information about the licensee
20 on the disciplining authority's online license information Web site.

21 (3) The licensee shall provide the patient, the patient's parent or legal guardian, or
22 the patient's surrogate decision maker as defined in KRS 311.621 with the written
23 disclosure which shall be acknowledged by the signature of the patient, the
24 patient's parent or legal guardian, or the surrogate decision maker.