

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2020 REGULAR SESSION
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Amend printed copy of **SB 136/GA**

On page 2, after line 24, insert the following:

"➔Section 2. The COVID-19 virus is causing unprecedented economic harm to businesses throughout the Commonwealth. It will be imperative to reopen businesses as rapidly as possible once the threat of the virus has passed. Businesses regulated by the state need detailed information from their regulating bodies on health standards they shall be required comply with in order to reopen as rapidly as possible. Therefore, notwithstanding any state law to the contrary:

(1) During the state of emergency declared by the Governor in response to COVID-19 on March 6, 2020, by Executive Order 2020-215 all administrative bodies as defined by KRS 13A.010 that issue licenses, certifications, or registrations required for the operation of a business or profession in this state, the Kentucky Restaurant Association, and the Kentucky Hospital Association shall:

- (a) Review guidance issued by the Center for Disease Control and other applicable federal agencies, as well as guidance issued by the Office of the Governor and the Department for Public Health relating to preventing the spread of the COVID-19 virus;
- (b) Within fifteen (15) days of the effective date of this Act, develop guidance for occupations, restaurants, and health care facilities on how to operate in a manner consistent with guidance on avoiding the spread of the COVID-19 virus so that on-

Amendment No. _____

Rep. Rep. Jerry T. Miller

Committee Amendment _____

Floor Amendment _____

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Signed: _____

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

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- going businesses, restaurants, and health care facilities that may be authorized to reopen in the future have a ready source of information about operating in a safe manner as prescribed by state and federal guidance;
- (c) Guidance developed as required by paragraph (b) of this subsection shall be submitted to the Office of the Governor for approval;
 - (d) After receiving approval required by paragraph (c) of this subsection, the guidance shall be:
 1. Disseminated to all businesses and licensed professionals within the jurisdiction or membership of organizations enumerated in subsection (1) of this section;
 2. Reviewed as new guidance is issued by agencies identified in paragraph (a) of this section, or if no new guidance is issued, shall be reviewed at a minimum of every fifteen (15) days and amended to ensure all information previously provided remains accurate;
 3. Resubmitted to the Office of the Governor every fifteen (15) days to ensure that it conforms with the most recent requirements; and
 4. Reissued to all license, certificate, or registration holders, restaurants, and health care facilities if changes have been made to previously issued guidance.
 - (e) Individuals or businesses regulated by an administrative body may have their license, certification, or registration suspended if they open during the effective period of Executive Order 2020-215 in a manner that violates the guidance issued by their authorizing administrative body.
 - (f) Restaurants or health care facilities that open during the effective period of Executive Order 2020-215 may have their operations suspended by the Department of Public Health if they operate in a manner that violates the guidance issued by the Kentucky Restaurant Association or the Kentucky Hospital Association, as applicable.

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(2) The provisions of this section shall remain in effect until the state of emergency declared by Executive Order 2020-215 is ended.

➔Section 3. Whereas the economic impact of the state of emergency in response to COVID-19 on Kentucky is of the utmost importance, an emergency is declared to exist, and this Act takes effect immediately upon the passage of this Act and approval by the Governor or upon its otherwise becoming a law."