

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM  
2020 REGULAR SESSION  
**Unofficial Document**

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 to 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 Centers 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 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

Amendment No. \_\_\_\_\_

Rep. Rep. Jerry T. Miller

Committee Amendment \_\_\_\_\_

Signed: \_\_\_\_\_

Floor Amendment \_\_\_\_\_

LRC Drafter: \_\_\_\_\_

Adopted: \_\_\_\_\_

Date: \_\_\_\_\_

Rejected: \_\_\_\_\_

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guidance on avoiding the spread of the COVID-19 virus so that on-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; and

- (c) Submit guidance developed as required by paragraph (b) of this subsection to the Office of the Governor for approval and, after receiving approval, the guidance shall be:
1. Disseminated to all businesses and licensed professionals within the jurisdiction or membership of organizations enumerated in this subsection;
  2. Reviewed as new guidance is issued by agencies identified in paragraph (a) of this section, or if no new guidance is issued, be reviewed at a minimum of every 15 days and amended to ensure all information previously provided remains accurate;
  3. Resubmitted to the Office of the Governor every 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.
- (2) 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.
- (3) Restaurants or health care facilities that open during the effective period of Executive Order 2020-215 may have their operations suspended by the Department for 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.

# Unofficial Document

➔Section 3. Notwithstanding Section 2 of this Act and any state law to the contrary, during the state of emergency declared by the Governor in response to COVID-19 on March 6, 2020, by Executive Order 2020-215, a chiropractor licensed under KRS Chapter 312 shall be allowed to provide care to clients if the licensed chiropractor follows all recommendations and guidance issued by the United States Centers for Disease Control related to safe practice and procedure requirements for health care practitioners during the COVID-19 Pandemic and shall be considered to be in compliance with any Executive Orders and directives issued by the Governor or the Cabinet for Health and Family Services.

➔Section 4. Notwithstanding any state law to the contrary, during the state of emergency declared by the Governor in response to COVID-19 on March 6, 2020, by Executive Order 2020-215:

- (1) A contract issued under the Kentucky Model Procurement Code established in KRS Chapter 45A with an expiration date set during the time period of the state of emergency declared by Executive Order 2020-215, shall not expire during the emergency period but shall be automatically extended to a date 90 days after the state of emergency is ended;
- (2) A request for proposals shall not be issued during the state of emergency declared by Executive Order 2020-215;
- (3) A request for proposals issued prior to the state of emergency declared by Executive Order 2020-215 with a bidding deadline set during the time period of the state of emergency declared by Executive Order 2020-215, shall not close bidding during the emergency period but shall automatically extend the bidding deadline to a date 30 days after the state of emergency is ended; and
- (4) Notwithstanding subsections (1) and (2) of this section, a contract directly related to the COVID-19 virus crisis and issued in conformance with Executive Order 2020-215 may be issued, but shall not extend for a period greater than 90 days after the state of emergency is

ended.

➔Section 5. Due to the Governor's declaration of a state of emergency in response to the COVID-19 virus, to protect the health and safety of the general public, any administrative actions, deadlines, statutory timelines, and statutes of limitations for court filings and proceedings, including but not limited to KRS Chapters 304, 342, 376, 403, 413, 456, and 620, and KRS 446.030 and 500.050, shall be extended. The extensions provided by this section shall be effective until 30 days after the emergency order established by Executive Order 2020-215 is ended. This provision shall apply both prospectively and retroactively.

➔Section 6. The provisions of Sections 2 and 3 of this Act shall remain in effect until the state of emergency declared by Executive Order 2020-215 is ended.

➔Section 7. Whereas the economic impact of the state of emergency in response to the COVID-19 virus on Kentucky is of the utmost importance, an emergency is declared to exist, and this Act takes effect immediately upon its passage and approval by the Governor or upon its otherwise becoming a law."