

1 AN ACT relating to paramedic education and making an appropriation therefor.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 164 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) To ensure the availability of paramedics in the coal-producing counties of the*
6 *Commonwealth the General Assembly hereby establishes the coal county*
7 *paramedic scholarship program to provide eligible Kentucky students the*
8 *opportunity to attend a participating postsecondary institution and to become*
9 *licensed paramedics in the Commonwealth, provided that the scholarship*
10 *recipient agrees to practice as a paramedic in a coal-producing county for four*
11 *(4) years upon program completion.*

12 *(2) As used in this section:*

13 *(a) "Coal-producing county" has the same meaning as in KRS 42.4592(1)(c);*

14 *(b) "Eligible program of study" means a paramedic program approved by the*
15 *Kentucky Higher Education Assistance Authority and offered by a*
16 *participating institution accredited by the Commission on Accreditation of*
17 *Allied Health Education Programs;*

18 *(c) "Participating institution" has the same meaning as in KRS 164.740; and*

19 *(d) "Qualified service" means full-time employment in a coal-producing*
20 *county of the Commonwealth of Kentucky as a licensed paramedic for a*
21 *majority of the calendar year.*

22 *(3) The authority may award scholarships, to the extent funds are available for that*
23 *purpose, to any person who:*

24 *(a) Is a Kentucky resident;*

25 *(b) Is considered a permanent resident of a coal-producing county for at least*
26 *one (1) year immediately preceding July 1 of the academic year in which the*
27 *scholarship is made;*

- 1 (c) Is a United States citizen as determined by the participating institution in
2 accordance with criteria established by the Council on Postsecondary
3 Education for the purposes of admission and tuition assessment;
- 4 (d) Is enrolled or accepted for enrollment in an eligible program of study at a
5 participating institution on a full-time basis;
- 6 (e) Agrees to render four (4) years of qualified service in a coal-producing
7 county of the Commonwealth upon program completion; and
- 8 (f) Agrees to sign a promissory note as evidence of the scholarship awarded
9 and the obligation to repay the scholarship amount or render paramedic
10 service as agreed in lieu of payment.
- 11 (4) (a) Notwithstanding KRS 164.753(3), the amount of the scholarship shall not
12 exceed one hundred percent (100%) of the in-state tuition and fees required
13 for participation in the eligible program of study at a participating
14 institution. The authority shall establish, by administrative regulation, a
15 procedure for awarding scholarships should funding be insufficient to
16 award scholarships to all eligible students. The authority may also, by
17 administrative regulation, establish scholarship amounts based on
18 demonstration of initial financial need by eligible students.
- 19 (b) The actual amount of the scholarship awarded to each eligible student by
20 the authority for each semester shall be based on the amount of funds
21 available and the criteria established under paragraph (a) of this
22 subsection.
- 23 (5) (a) The authority shall require each student receiving a scholarship to execute
24 a promissory note as evidence of the obligation.
- 25 (b) The recipient shall render four (4) years of qualified service in a coal-
26 producing county upon completion of a paramedic program. Upon
27 completion of four (4) years of qualified service in a coal-producing county,

- 1 the authority shall cancel all promissory notes.
- 2 (c) If a recipient fails to complete an eligible program of study, or fails to
3 render service as a paramedic as agreed in this subsection, the recipient
4 shall be liable for the total repayment of the sum of all outstanding
5 promissory notes and accrued interest.
- 6 (6) Any person who is in default on any obligation to the authority under any
7 program administered by the authority under KRS 164.740 to 164.785 shall not
8 be awarded a scholarship or have a promissory note canceled until all financial
9 obligations to the authority are satisfied, except that ineligibility for this reason
10 may be waived by the authority for cause.
- 11 (7) A repayment obligation imposed by this section shall not be voidable by reason of
12 the age of the recipient at the time of executing the promissory note.
- 13 (8) Failure to meet repayment obligations imposed by this section shall be cause for
14 the revocation of the scholarship recipient's paramedic license, subject to the
15 procedures set forth in KRS Chapter 311.
- 16 (9) Notwithstanding KRS 164.753(3), the authority shall establish by administrative
17 regulation procedures for the administration of this program, including but not
18 limited to the execution of appropriate contracts and promissory notes,
19 cancellation of obligations, the rate of repayment, and deferment of repayment of
20 outstanding debt.
- 21 (10) Notwithstanding any other statute to the contrary, the maximum interest rate
22 applicable to repayment of a promissory note under this section shall be twelve
23 percent (12%) per annum, except that if a judgment is rendered to recover
24 payment, the judgment shall bear interest at the rate of five percent (5%) greater
25 than the rate actually charged on the promissory note.
- 26 (11) (a) The coal county paramedic scholarship fund is hereby created as a
27 revolving fund in the State Treasury to be administered by the Kentucky

1 Higher Education Assistance Authority for the purpose of providing
2 scholarships to qualifying students studying to be a paramedic in schools in
3 the Commonwealth.

4 **(b) The fund shall consist of amounts transferred from coal severance tax**
5 **receipts as provided in paragraph (c) of this subsection and any other**
6 **proceeds from grants, contributions, appropriations, or other moneys made**
7 **available for the fund.**

8 **(c) 1. Receipts from the coal severance tax levied under KRS 143.020 shall**
9 **be transferred to the fund on an annual basis in an amount not to**
10 **exceed the lesser of:**

11 **a. One percent (1%) of the total annual coal severance tax revenues**
12 **collected under KRS 143.020; or**

13 **b. The amount necessary to provide full funding for all students**
14 **who qualify for a scholarship under this section, considering all**
15 **other resources available.**

16 **2. Transfers required by subparagraph 1. of this paragraph shall be**
17 **made as follows:**

18 **a. On or before August 1 of each year, sixty-five percent (65%) of**
19 **the amount of funding provided for in this paragraph shall be**
20 **transferred to the fund; and**

21 **b. The remaining thirty-five percent (35%) shall be transferred on**
22 **or before December 1 of each year.**

23 **3. a. The amount transferred shall be based upon the prevailing**
24 **revenue estimate for coal severance tax receipts at the time each**
25 **transfer is made.**

26 **b. If the amount of actual coal severance tax receipts is less than**
27 **the prevailing revenue estimate for the year, the next August 1**

- 1 payment shall be reduced by the difference between the two (2)
2 amounts.
- 3 c. No additional funds shall be transferred if the actual coal
4 severance tax receipts exceed the prevailing revenue estimate.
- 5 (d) Any unallotted or unencumbered balances in the trust fund shall be
6 invested as provided in KRS 42.500(9).
- 7 (e) Income earned from the investments shall be credited to the trust fund.
- 8 (f) Notwithstanding KRS 45.229, any fund balance at the close of the fiscal
9 year shall not lapse but shall be transferred to the Local Government
10 Economic Assistance Program described in KRS 42.450 within ninety (90)
11 days of the end of the fiscal year.
- 12 (g) All amounts included in the fund shall be continuously appropriated only
13 for the purposes specified in this section.
- 14 (h) A general statement that all continuing appropriations are repealed,
15 discontinued, or suspended shall not operate to repeal, discontinue, or
16 suspend this fund or to repeal this action.
- 17 (i) All moneys repaid to the authority under this section shall be added to the
18 fund.