

# Unofficial Document

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM  
2026 REGULAR SESSION

Amend printed copy of **HB 36/SCS 1**

Beginning on page 19, line 25, to page 20, line 4, delete language in its entirety and insert in lieu thereof:

**"7. The liability of the executive director and employees of the compact commission or representatives of the compact commission, acting within the scope of such person's employment or duties for acts, errors, or omissions, may not exceed the limits of liability set forth under the constitution and laws of this state for state officials, employees, and agents. The compact commission is considered to be an instrumentality of the states for the purposes of any such action."**; and

Beginning on page 53, line 26, to page 54, line 5, delete language in its entirety and insert in lieu thereof:

**"7. The liability of the executive director and employees of the compact commission or representatives of the compact commission, acting within the scope of such person's employment or duties for acts, errors, or omissions, may not exceed the limits of liability set forth under the constitution and laws of this state for state officials, employees, and agents. The compact commission is considered to be an instrumentality of the states for the purposes of any such action."**; and

Amendment No. SFA 2

Rep. Sen. Julie Rague Adams

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

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

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

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

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

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

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

Doc. ID: XXXX

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On page 66, beginning on line 21, to page 67, line 7, delete language in its entirety and insert lieu thereof:

**"(1) The board shall require a national and state criminal background investigation for every:**

- (a) Applicant seeking an initial license issued by the board permitting the applicant to engage in the practice of dietetics;**
- (b) Applicant seeking to reinstate a license to engage in the practice of dietetics; and**
- (c) Person licensed to engage in the practice of dietetics authorized by the board who applies for authorization to engage in the practice of dietetics outside this Commonwealth in accordance with the dietitian licensure compact.**

**(2) The criminal background investigation under subsection (1) of this section shall be by means of a fingerprint check by the Department of Kentucky State Police and Federal Bureau of Investigation pursuant to the following requirements:**

- (a) The board shall require each applicant described in subsection (1) of this section to provide a complete and legible set of fingerprints to the Department of Kentucky State Police for submission to the Federal Bureau of Investigation for a national criminal background check after a state criminal background check is conducted;**
- (b) The results of the national and state criminal background check shall be sent to the board for the screening of applicants;**
- (c) The results of a national and state criminal background check shall not be distributed or otherwise released by the board, except that the board:**
  - 1. Shall provide any applicant or credential holder the results of his or her national and state criminal background check upon request; and**
  - 2. May introduce the results under seal as evidence in a legal proceeding that involves a challenge to any disciplinary action taken by the board based in**

whole or in part on information contained in the results; and

- (d) Any fee charged by the Department of Kentucky State Police or for the Federal Bureau of Investigation background check shall be an amount no greater than the actual cost of processing the request and conducting the background check.
- (3) The board shall review the criminal background check results for every person described in subsection (1)(c) of this section and determine whether the person is eligible to apply for the compact privilege to practice outside this Commonwealth.
- (4) The board may require a criminal background check for any person licensed to engage in the practice of dietetics authorized by the board who is the subject of an active investigation for a violation under this chapter or administrative regulations promulgated thereunder.
- (5) Unless otherwise required by law, the board shall not require a criminal background check solely for the purpose of renewing a license.
- (6) The board shall promulgate administrative regulations in accordance with KRS Chapter 13A to implement this section."; and

Beginning on page 88, line 26, to page 89, line 5, delete language in its entirety and insert in lieu thereof:

"7. The liability of the executive director and employees of the compact commission or representatives of the compact commission, acting within the scope of such person's employment or duties for acts, errors, or omissions, may not exceed the limits of liability set forth under the constitution and laws of this state for state officials, employees, and agents. The compact commission is considered to be an instrumentality of the states for the purposes of any such action."