

JUSTICE AND PUBLIC SAFETY CABINET
Internal Investigations Branch
(Amendment)

500 KAR 3:020. Filing and processing SLPO commissions.

RELATES TO: KRS 61.300, 61.360, 61.990, 62.010, 62.990

STATUTORY AUTHORITY: KRS 15A.160

NECESSITY, FUNCTION, AND CONFORMITY: KRS 15A.160 authorizes the secretary of the Justice and Public Safety Cabinet to promulgate administrative regulations in accordance with KRS Chapter 13A and direct proceedings and actions for the administration of all laws and functions which are vested in the cabinet, except laws and functions vested in the Department for Public Advocacy. KRS 61.360 authorizes the Governor or the Governor's~~his~~ agent to appoint Special Local Peace Officers. This administrative regulation establishes the criteria and procedure for applying for a commission as a Special Local Peace Officer.

Section 1. Qualifications to Apply for Commission as a Special Local Peace Officer. To qualify for a commission as a SLPO, an applicant shall present satisfactory evidence of compliance with the conditions and requirements established in KRS 61.360.

Section 2. Application for Commission and renewal of Commission as a Special Local Peace Officer. Applications from the property owner for an initial SLPO commission for a SLPO applicant shall be sent to the ~~cabinet~~ SLPO program administrator and shall comply with the following requirements:

- (1) An applicant shall meet ~~all of~~ the requirements of KRS 61.360 before a commission is granted. An applicant who qualifies may hold additional commissions for different property locations.
- (2) The applicant shall complete two (2) notarized "SLPO Application Candidate Information (SLPO-1)" forms, which shall include the following:
 - (a) The name of the property owner;
 - (b) The name, address, date of birth, and Social Security number of the applicant and a detailed personal description;
 - (c) A certified copy of the applicant's birth certificate;
 - (d) Two (2) photographs of the applicant, which shall be:
 1. Full face;
 2. At least three (3) inches by five (5) inches in size; and
 3. Taken within thirty (30) days prior to submission of the application;
 - (e) A copy of the applicant's military discharge or Form DD-214, if the applicant is a veteran;
 - (f) The signature of the property owner;
 - (g) A statement of all arrests and convictions, including traffic offenses committed within the past ten (10) years, violations, misdemeanors, or felonies; and
 - (h) The notarized signature of the applicant.
- (3) The ten (10) dollar application fee shall be:
 - (a) Submitted with the application form;
 - (b) Nonrefundable; and
 - (c) Submitted by check or money order made payable to the Kentucky State Treasurer.
- (4) Submission of any false or misleading information or the withholding of information requested on the application or by the cabinet investigator may be grounds for rejection without further consideration.
- (5) ~~If not on file from a previous application,~~ An applicant shall be fingerprinted by an approved vendor. The property owner or applicant shall contact the SLPO program

~~administrator for information related to an approved vendor[at the AFIS Section, Kentucky State Police, 1250 Louisville Road, Frankfort, Kentucky 40601].~~

(6) The application shall also contain the Authority to Release Information Form (SLPO-4) to allow the release of all necessary information to the SLPO program administrator. It shall be signed by the applicant and notarized or may be witnessed by the SLPO program administrator or SLPO program administrator's designee~~[a cabinet official].~~

(7) The applicant shall also sign the SLPO Acknowledgment Notice Form (SLPO-5), which indicates that the applicant:

(a) ~~He has~~ Received, read, and understands:

1. KRS 61.300;
2. KRS 61.360;
3. KRS 61.991;
4. KRS 62.010;
5. KRS 62.990; and
6. The administrative regulations in 500 KAR Chapter 3;

(b) ~~He~~ Acknowledges that the applicant's~~his~~ authority is limited and restricted under the SLPO Act, cited in paragraph (a) of this subsection~~;~~ ~~and~~

~~[(c)] He understands and acknowledges that his commission as a SLPO does not give him the right or authority to carry a concealed weapon off the premises of the said property, unless he holds a license to carry a concealed deadly weapon issued pursuant to KRS 237.110.~~

(8) A Letter of Intent Form (SLPO-3) shall be filed with each application by the property owner giving the name of applicant and the specific private property to be protected. If the property is owned by more than one person or entity, a single property owner may file. This letter shall accompany the application forms for an initial SLPO ~~[initial application and renewal application]~~~~[or renewals].~~

(9) A copy of or information to identify the bond issued as required by KRS 61.360.

~~(10)~~ The applicant shall arrange for an interview with the SLPO program administrator or assigned cabinet investigator.

~~(11)~~ ~~[(10)]~~ If the application is incomplete, or otherwise defective or in conflict with the SLPO Act, cited in subsection (7)(a) of this section or 500 KAR Chapter 3, the application shall be returned to the property owner. An application may be corrected and resubmitted at no additional cost if it is resubmitted within sixty (60) days of the date the property owner~~applicant~~ is sent notice of the deficiencies by the SLPO program administrator.

~~(12)~~ In the case of a SLPO commission renewal, the process outlined for an initial SLPO commission shall be followed. However, in lieu of two (2) SLPO 1 Forms, two (2) complete, signed, and notarized SLPO Renewal Application Forms (SLPO-7) for each applicant shall be filed with the SLPO program administrator at least sixty (60) days before the expiration date of the existing commission.

Section 3. The Grant of the Commission and the Required Oath of Office. A commission for a SLPO~~[special local peace officer]~~ shall be validated and granted as follows:

(1) If the applicant has successfully satisfied the requirements of the statutes cited in Section 2(7)(a) of this administrative regulation, a commission certificate ~~[and a Special Local Peace Officer Recommendation of Background Investigator (SLPO-2) form]~~ shall be forwarded by the SLPO program administrator to the secretary or the secretary's designee for review. After the commission is issued by the secretary or the secretary's designee, a copy of the commission shall be placed in the SLPO's~~[officer's]~~ file.

(2) If a commission is granted:

- (a) The commission, one (1) application, and two (2) County Clerk Oath forms (SLPO-6) shall be forwarded by the cabinet to the property owner.

(b) The appointed applicant shall promptly take the application and the two (2) County Clerk Oath forms to the county clerk in the county where the applicant is to serve and shall take the constitutional oath of office within thirty (30) days after notice of appointment.

(c) The county clerk shall then complete and sign the clerk's attestation on both County Clerk Oath forms and retain the application and one (1) of the County Clerk Oath forms for filing purposes in the county clerk's office.

(d) The applicant shall return the second County Clerk Oath form signed by the county clerk to the property owner.

(e) The property owner shall then return the second County Clerk Oath form to the ~~cabinet~~ SLPO program administrator to indicate that the oath was administered and that the application and one (1) of the County Clerk Oath forms are filed with the county clerk.

(f) The property owner shall be allowed thirty (30) days to arrange for the appointed applicant to take the oath of office and return the second County Clerk Oath form ~~is~~ to the ~~cabinet~~ SLPO program administrator. If the County Clerk Oath form not returned within thirty (30) days, the commission shall be revoked in accordance with KRS 62.010 and 62.990.

(g) The commission certificate shall be kept by the property owner so long as the SLPO~~officer~~ is employed or until the SLPO's~~his~~ authority is terminated by the expiration of the commission term or action of the property owner, the ~~cabinet~~ secretary, or the ~~cabinet~~ secretary's designee.

(3) A SLPO Commission shall be issued for a period of two (2) years, if the SLPO~~officer~~ continues to meet all statutory and regulatory criteria.

(4) After the SLPO~~officer~~ has taken the constitutional oath of office, the property owner shall issue an identification card that shall be carried by the SLPO~~officer~~ whenever the SLPO~~he~~ is acting under the authority of KRS 61.360. The identification card shall be presented as required by any duly sworn peace officer or cabinet official and is subject to control by the cabinet. ~~[If for any reason a SLPO officer is terminated or otherwise relieved of his duties as a SLPO officer by the property owner or the cabinet, he shall immediately return this identification card to the officer's property owner.]~~The identification card shall be:

(a) Encased in plastic;

(b) Billfold size 2 1/4 inches x 3 1/2 inches;

(c) Composed as follows:

1. One (1) side containing the following language: "The holder of this card has been commissioned as a Special Local Peace Officer (SLPO), pursuant to KRS 61.360. As a SLPO, the holder of this card is deemed to be a peace officer within the meaning of KRS 527.020 and may exercise the limited powers of a peace officer granted by KRS 61.360"; and

2. The other side containing a full-faced photograph of the SLPO and:

a. The SLPO's name;

b. An identification or notation that the SLPO has been commissioned as a "Special Local Peace Officer";

c. The name and signature of the property owner employing the SLPO; and

d. The SLPO's badge number, if any; and

3. Immediately returned to and destroyed by the property owner employing the SLPO if for any reason the SLPO is terminated or otherwise relieved of the duties of a SLPO by the property owner or the SPLO's commission is terminated by the cabinet. It shall be the responsibility of the property owner to obtain and destroy the identification card from any SLPO whose employment or commission is terminated.

(5) A notice shall be forwarded to the property owner concerning any SLPO~~[officer]~~ whose appointment has been suspended or revoked by the secretary or the secretary's designee. The property owner shall maintain current files and make renewal applications at least sixty (60) days prior to the commission's expiration date.

(6) The applicant shall not exercise the authority of a SLPO until the property owner has received the commission certificate from the cabinet.

(7) The SLPO commission certificate shall be held by the property owner and shall be available for inspection by the SLPO~~[cabinet]~~ program administrator or SLPO program administrator's~~[his]~~ designee. The commission certificate remains the property of the cabinet and is to be returned upon the SLPO's~~[officer's]~~ authority being withdrawn for any reason.

Section 4. Denial of an Application.

(1) If an application for commission as a SLPO is denied, within thirty (30) days of the determination, the SLPO program administrator shall serve upon the applicant a letter setting forth the basis of the SLPO program administrator's determination.

~~(2) The applicant and property owner may appeal the determination [in accordance with KRS Chapter 13B] within thirty (30) days of the date of the written notice that the application has been denied. An appeal shall be filed:~~

~~(a) In writing with the secretary or the secretary's designee; and~~

~~(b) Set forth the basis of the appeal [Within thirty (30) days of the date of the written notice that the application has been denied].~~

~~(3) Within thirty (30) days of receipt of a written appeal, the secretary or secretary's designee:~~

~~(a) May request additional information from the applicant, property owner, and the SLPO program administrator;~~

~~(b) Shall consider the information provided by the applicant, property owner, and SLPO program administrator; and~~

~~(c) Shall provide a written decision setting forth the factual basis in support of the determination.~~

~~(4) ~~{(2)}~~ An applicant who is denied a commission shall not submit another SLPO application for at least one (1) year.~~

~~Section 5. [Renewals. A Letter of Intent Form (SLPO-3) from the property owner stating a request to renew a commission and two (2) complete signed and notarized SLPO Renewal Application Forms (SLPO-7) for each applicant involved shall be filed with the cabinet program administrator at least sixty (60) days before the expiration date of the existing commission. The applicant for renewal shall undergo a new background investigation to bring his records up to date.]~~

~~{Section 6.} Records, Reports and Responsibility. [Each property owner employing SLPO officers shall keep his files current as to the expiration date on each officer's commission and as follows:]~~

~~(1) The property owner shall maintain a file for each SLPO that includes:~~

~~(a) The SLPO's commission certificate;~~

~~(b) The expiration date of the SLPO's commission;~~

~~(c) A copy of the identification card issued to the SLPO;~~

~~(d) Any complaint concerning the SLPO with the results of the investigation; and~~

~~(e) A copy of or information to identify the bond issued as required by KRS 61.360 [keep the individual officer's commission certificates on file, to be returned to the cabinet upon termination of the officer's employment].~~

~~(2) The property owner shall post a copy of 500 KAR Chapter 3 and a copy of KRS 61.360 and 61.990 in a conspicuous location in any office or building that is designated~~

security headquarters for persons operating as SLPOs~~[SLPO officers]~~.

(3) Complaints or unusual incidents involving a SLPO~~[SLPO officers]~~ shall be handled by the property owner whose private property is being protected by the SLPO ~~[officer]~~ involved. However, the property owner shall notify the ~~[cabinet]~~ SLPO program administrator by direct verbal communication within twenty-four (24) hours of any reported incident involving any act as enumerated in KRS 61.360(1)(c) by any of its SLPOs~~[SLPO officers]~~. A written report shall be filed with the SLPO program administrator, within thirty (30) days of the original oral report, stating the details of the incident and listing any action taken by the property owner. If formal charges are pending, the property owner shall advise the SLPO program administrator as to all specific charges, trial dates, and the final disposition of all charges.

(4) The property owner shall mail or e-mail to the SLPO program administrator by June 30 of each year:

(a) A current list of all active SLPO personnel; and

(b) The number of arrests made or citations issued by the SLPO the previous calendar year.

~~[(5)] [The property owner shall issue each SLPO officer an identification card upon the individual's appointment. The identification card shall be:]~~

~~[(a)] [Encased in plastic;]~~

~~[(b)] [Billfold size 2 1/4 in. x 3 1/2 in.; and]~~

~~[(c)] [Composed as follows:]~~

~~[1.] [One (1) side containing the following language: "The holder of this card has been commissioned as a Special Local Peace Officer (SLPO), pursuant to KRS 61.360. As a SLPO, the holder of this card is deemed to be a peace officer within the meaning of KRS 527.020 and may exercise the limited powers of a peace officer granted by KRS 61.360"; and]~~

~~[2.] [The other side containing a full-faced photograph of the officer with his or her:]~~

~~[a.] [Name;]~~

~~[b.] [Identification or notation that the officer has been commissioned a "Special Local Peace Officer";]~~

~~[c.] [Property owner employing the officer;]~~

~~[d.] [Badge number, if any; and]~~

~~[e.] [Signature of the officer's property owner.]~~

~~[(6)] [The property owner shall be responsible for obtaining and destroying the identification card from any officer whose employment is terminated.]~~

~~(5)~~ ~~[(7)]~~ If the bond required by KRS 61.360 is cancelled or revoked, the property owner shall notify the cabinet of this fact and the reason for cancellation or revocation.

Section 6. ~~[Section 7.]~~ Violations. A property owner utilizing SLPO's shall be subject to inspection and investigation by the cabinet or SLPO program administrator for possible violations, which may include the inspection and investigation of all files related to any SLPO commission maintained by the property owner. Violations may result in prosecution and recommendation to the secretary or the secretary's designee that the commission affected be revoked.

Section 7. ~~[Section 8.]~~ Revocation or Suspension of SLPO Commissions.

(1) If ~~[it is determined by]~~ the SLPO program administrator determines that a disqualifying factor in KRS 61.360(1) of the SLPO Act applies to a commissioned SLPO~~[an active SLPO commissioned officer]~~, the SLPO program administrator shall notify the secretary or the secretary's designee who shall revoke or suspend the commission of the SLPO~~[any special local peace officer]~~, after an administrative hearing conducted in accordance with KRS Chapter 13B, if the secretary or the secretary's designee~~[he]~~ determines:

- (a) That the SLPO~~[commission-holder]~~ does not meet, or no longer meets the requirements and conditions for the commission;
 - (b) That the SLPO~~[commission-holder]~~ has knowingly falsified an application or portion thereof, or has knowingly made any false or misleading statement of a material fact to the cabinet; or
 - (c) That the SLPO~~[commission-holder]~~ has violated any of the Kentucky Revised Statutes or administrative regulations cited in Section 2(7)(a) of this administrative regulation, or order of the secretary or the secretary's designee.
- (2) Upon revocation or suspension the SLPO program administrator shall notify the property owner involved to return the commission of the SLPO ~~[officer]~~ involved to the SLPO program administrator~~[for the cabinet]~~. The property owner responsible for the SLPO ~~[officer]~~ shall forward a letter to the SLPO ~~[officer]~~ involved stating that the SLPO's~~[his]~~ commission has been revoked or suspended and that the SLPO~~[he]~~ shall immediately return the SLPO identification card to the property owner.
- (3) The secretary or the secretary's designee may temporarily suspend the commission of an SLPO prior to holding a hearing pursuant to KRS Chapter 13B if the secretary or the secretary's designee~~[he]~~ believes that the safety of the public requires that action. If a commission is temporarily suspended prior to holding a hearing pursuant to KRS Chapter 13B, the secretary or the secretary's designee shall hold a KRS Chapter 13B hearing not later than thirty (30) days from the date of the temporary suspension unless the SLPO requests an extension for a time certain. If the SLPO requests an extension for a time certain, then the commission shall remain suspended until the conclusion of the hearing.
- (4) The SLPO program administrator shall notify the county clerk in the SLPO's~~[officer's]~~ county of jurisdiction if a SLPO's~~[SLPO-officer's]~~ commission has been surrendered, suspended, or revoked.

Section 8. ~~[Section 9.]~~ Procedures for Investigating Complaints or Unusual Incidents Involving a SLPO~~[Officers]~~.

- (1) Complaints or unusual incidents involving a SLPO ~~[officers]~~ shall be handled by the property owner whose private property is being protected by the SLPO ~~[officer]~~ involved. The property owner shall notify the cabinet of all incidents involving their SLPO personnel as indicated in Section 5~~[6]~~ of this administrative regulation.
- (2) The SLPO~~[cabinet]~~ program administrator or other assigned investigator~~[officers]~~ may investigate any complaints or unusual incidents involving a SLPO ~~[officer]~~ if there is reason to believe the provisions of KRS 61.360 or other applicable laws have been violated and an investigation is necessary.
- (3) Any investigation conducted by the cabinet shall become part of the official record of the SLPO ~~[officer]~~ involved.

Section 9. ~~[Section 10.]~~ Incorporation by Reference.

- (1) The following material is incorporated by reference:
 - (a) "SLPO Application Candidate Information Form (SLPO-1)", 2023~~[July 1, 2010]~~;
 - (b) ~~["Special Local Peace Officer Recommendation of Background Investigator Form (SLPO-2)", May 8, 2008;]~~
 - ~~[(c)]~~ "Letter of Intent Form (SLPO-3)", 2023~~[July 28, 2008]~~;
 - ~~[(d)]~~ "Authority to Release Information Form (SLPO-4)", 2023~~[July 28, 2008]~~;
 - ~~[(e)]~~ "SLPO Acknowledgment Notice Form (SLPO-5)", 2023~~[April 29, 2009]~~;
 - ~~[(f)]~~ "County Clerk Oath" Form (SLPO-6), 2023~~[July 1, 2010]~~; and
 - ~~[(g)]~~ "SLPO Renewal Application Form (SLPO-7)" 2023~~[July 1, 2010]~~.
- (2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Justice and Public Safety Cabinet, 125 Holmes Street, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m. This material may be viewed on the Justice and Public Safety Cabinet Web site in the SLPO area at

<https://justice.ky.gov/Departments-Agencies/iib/Pages/sleo.aspx> or
<https://justice.ky.gov/about/pages/lrcfilings.aspx>.

KERRY HARVEY, Secretary

APPROVED BY AGENCY: March 21, 2023 at 12:30 p.m.

FILED WITH LRC: March 16, 2023

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on June 26, 2023, at 9:00 a.m. at the Justice and Public Safety Cabinet, 125 Holmes Street, Frankfort, Kentucky 40601. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be cancelled. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted until June 30, 2023. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: Nathan Goens, Attorney, Justice and Public Safety Cabinet, 125 Holmes Street, Frankfort, Kentucky 40601, phone (502) 564-8216, fax (502) 564-6686, email Justice.RegContact@ky.gov.

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact Person:Nathan Goens

(1) Provide a brief summary of:

(a) What this administrative regulation does:

This administrative regulation establishes the procedure for applying for a commission as a Special Local Peace Officer (SLPO).

(b) The necessity of this administrative regulation:

Provides an administrative process to approve SLPO commission applications.

(c) How this administrative regulation conforms to the content of the authorizing statutes:

KRS 61.630 allows the Governor or his agent (Secretary) to approve and issue SLPO commissions.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

The regulation provides details regarding the SLPO commission application and approval process.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation:

The amendment adds a definitions section to the regulation. It also updates language throughout to reflect gender-neutral references.

(b) The necessity of the amendment to this administrative regulation:

The addition of definitions is necessary to provide clarity to the SLPO commission application and approval process.

(c) How the amendment conforms to the content of the authorizing statutes:

KRS 15A.160 authorizes the secretary of the Justice and Public Safety Cabinet to promulgate regulations. KRS 61.360 authorizes the Governor or his agent to appoint SLPOs.

(d) How the amendment will assist in the effective administration of the statutes:

The amendment streamlines the SLPO commission application and approval process.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

The regulation will affect property owners who need a SLPO on premises as well as SLPO applicants.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment:

The entities will have to complete the application process set forth in the regulation.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3):

The fees associated with the SLPO application process are established by statute (KRS 61.360) and are not imposed by the regulation. A \$10 fee is required to apply to be a SLPO.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3):

The SLPO commission approval process will be improved.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially:

There are nominal costs associated with implementation of this regulation, which is a part of the budget for the Justice and Public Safety Cabinet.

(b) On a continuing basis:

There are nominal costs associated with ongoing implementation of this regulation on a continuing basis, which is a part of the budget for the Justice and Public Safety Cabinet

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation:

The cost is part of the budget for the Justice and Public Safety Cabinet.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:

There will be no increase or change in funding or fees necessary.

(8) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees:

The fees associated with the SLPO application process are established by statute (KRS 61.360) and are not imposed by the regulation.

(9) TIERING: Is tiering applied?

No. Tiering was not appropriate in this administrative regulation because the administrative regulation applies equally to all those individuals or entities regulated by it.

FISCAL NOTE

(1) What units, parts, or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation?

The Justice and Public Safety Cabinet, a part of the executive branch of the state government, will be impacted by this regulation.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation.

KRS 15A.160, KRS 61.360

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year?

The fees associated with the SLPO application process are established by statute (KRS 61.360) and are not imposed by the regulation. Therefore, this regulation will no generate revenue.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years?

The fees associated with the SLPO application process are established by statute (KRS 61.360) and are not imposed by the regulation. Therefore, this regulation will no generate revenue.

(c) How much will it cost to administer this program for the first year?

Implementation of this administrative regulation will cost approximately \$36,500.00. This cost is part of the budget for the Justice and Public Safety Cabinet.

(d) How much will it cost to administer this program for subsequent years?

Administration of this administrative regulation will cost approximately \$36,500.00. This cost is part of the budget for the Justice and Public Safety Cabinet.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-):

Expenditures (+/-):

Other Explanation:

The fees are established by statute (KRS 61.360) and are not imposed by the regulation.

(4) Estimate the effect of this administrative regulation on the expenditures and cost savings of regulated entities for the first full year the administrative regulation is to be in effect.

(a) How much cost savings will this administrative regulation generate for the regulated entities for the first year?

This regulation will not generate any cost savings for the first year.

(b) How much cost savings will this administrative regulation generate for the regulated entities for subsequent years?

This regulation will not generate any cost savings for the subsequent years.

(c) How much will it cost the regulated entities for the first year?

The fees associated with the SLPO application process are established by statute (KRS 61.360) and are not imposed by the regulation. A \$10 fee is required to apply to be a SLPO, in addition to the nominal amount of time necessary to complete the SLPO application process.

(d) How much will it cost the regulated entities for subsequent years?

The fees associated with the SLPO application process are established by statute (KRS 61.360) and are not imposed by the regulation. A \$10 fee is required in anytime an application for a SLPO commission is submitted for consideration.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Cost Savings (+/-):

Expenditures (+/-):

Other Explanation:

(5) Explain whether this administrative regulation will have a major economic impact, as defined below.

"Major economic impact" means an overall negative or adverse economic impact from an administrative regulation of five hundred thousand dollars (\$500,000) or more on state or local government or regulated entities, in aggregate, as determined by the promulgating administrative bodies. [KRS 13A.010(13)]. This administrative regulation is not anticipated to have a major economic impact.