

KRTA Bill Tracking Report
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HB1 REDISTRICTING (CHERRY M) AN ACT relating to redistricting and declaring an emergency.

(H0956B01) Amend various sections of KRS Chapter 5 to divide the Commonwealth into the following representative districts: DISTRICT 1 - Ballard, Carlisle, Fulton, Hickman, McCracken (part); DISTRICT 2 - Graves, McCracken (part); DISTRICT 3 - McCracken (part); DISTRICT 4 - Caldwell, Crittenden, Livingston, McCracken (part); DISTRICT 5 - Calloway, Trigg (part); DISTRICT 6 - Lyon, Marshall, McCracken (part); DISTRICT 7 - Daviess (part), Henderson (part), Union; DISTRICT 8 - Christian (part), Trigg (part); DISTRICT 9 - Christian (part); DISTRICT 10 - Hopkins (part); DISTRICT 11 - Henderson (part); DISTRICT 12 - Daviess (part), Hopkins (part), McLean, Webster; DISTRICT 13 - Daviess (part); DISTRICT 14 - Daviess (part), Ohio; DISTRICT 15 - Christian (part), Hopkins (part), Muhlenberg; DISTRICT 16 - Logan, Todd; DISTRICT 17 - Butler, Grayson, Hardin (part); DISTRICT 18 - Breckinridge, Bullitt (part), Daviess (part), Hancock, Hardin (part); DISTRICT 19 - Edmonson, Hart, Larue; DISTRICT 20 - Warren (part); DISTRICT 21 - Warren (part); DISTRICT 22 - Allen, Simpson, Warren (part); DISTRICT 23 - Barren, Warren (part); DISTRICT 24 - Casey, Marion, Pulaski (part); DISTRICT 25 - Hardin (part); DISTRICT 26 - Hardin (part); DISTRICT 27 - Bullitt (part), Hardin (part), Meade; DISTRICT 28 - Jefferson County (part); DISTRICT 29 - Jefferson County (part); DISTRICT 30 - Jefferson County (part); DISTRICT 31 - Jefferson County (part); DISTRICT 32 - Jefferson County (part); DISTRICT 33 - Jefferson County (part); DISTRICT 34 - Jefferson County (part); DISTRICT 35 - Jefferson County (part); DISTRICT 36 - Garrard, Madison (part); DISTRICT 37 - Jefferson County (part); DISTRICT 38 - Jefferson County (part); DISTRICT 39 - Fayette (part), Jessamine; DISTRICT 40 - Jefferson County (part); DISTRICT 41 - Jefferson County (part); DISTRICT 42 - Jefferson County (part); DISTRICT 43 - Jefferson County (part); DISTRICT 44 - Jefferson County (part); DISTRICT 45 - Fayette (part); DISTRICT 46 - Jefferson County (part); DISTRICT 47 - Carroll, Henry, Oldham (part), Trimble; DISTRICT 48 - Jefferson County (part); DISTRICT 49 - Bullitt (part); DISTRICT 50 - Bullitt (part), Nelson, Spencer (part); DISTRICT 51 - Adair, Taylor; DISTRICT 52 - McCreary, Pulaski (part), Wayne; DISTRICT 53 - Cumberland, Green, Metcalfe, Monroe; DISTRICT 54 - Boyle, Washington; DISTRICT 55 - Anderson, Mercer, Spencer (part); DISTRICT 56 - Fayette (part), Franklin (part), Woodford; DISTRICT 57 - Franklin (part); DISTRICT 58 - Shelby, Spencer (part); DISTRICT 59 - Jefferson County (part), Oldham (part); DISTRICT 60 - Boone (part); DISTRICT 61 - Gallatin, Grant, Owen; DISTRICT 62 - Fayette (part), Scott; DISTRICT 63 - Kenton (part); DISTRICT 64 - Kenton (part); DISTRICT 65 - Kenton (part); DISTRICT 66 - Boone (part); DISTRICT 67 - Campbell (part); DISTRICT 68 - Campbell (part); DISTRICT 69 - Boone (part), Campbell (part), Kenton (part); DISTRICT 70 - Bracken, Fleming, Mason; DISTRICT 71 - Menifee, Morgan, Rowan (part), Wolfe (part); DISTRICT 72 - Bath, Bourbon, Fayette (part), Nicholas; DISTRICT 73 - Clark, Madison (part); DISTRICT 74 - Montgomery, Powell, Wolfe (part); DISTRICT 75 - Fayette (part); DISTRICT 76 - Fayette (part); DISTRICT 77 - Fayette (part); DISTRICT 78 - Campbell (part), Harrison, Pendleton, Robertson; DISTRICT 79 - Fayette (part); DISTRICT 80 - Lincoln, Pulaski (part), Rockcastle; DISTRICT 81 - Madison (part); DISTRICT 82 - Laurel (part), Whitley; DISTRICT 83 - Clinton, Pulaski (part), Russell; DISTRICT 84 - Harlan (part), Perry; DISTRICT 85 - Laurel (part), Pulaski (part); DISTRICT 86 - Knox, Laurel (part); DISTRICT 87 - Bell, Harlan (part); DISTRICT 88 - Fayette (part); DISTRICT 89 - Jackson, Laurel (part), Owsley; DISTRICT 90 - Clay, Harlan (part), Leslie; DISTRICT 91 - Breathitt, Estill, Lee; DISTRICT 92 - Knott, Letcher (part), Magoffin; DISTRICT 93 - Pike (part); DISTRICT 94 - Harlan (part), Letcher (part), Pike (part); DISTRICT 95 - Floyd (part); DISTRICT 96 - Carter, Lewis; DISTRICT 97 - Floyd (part), Johnson, Martin, Pike

(part); DISTRICT 98 - Boyd (part), Greenup; DISTRICT 99 - Boyd (part), Elliott, Lawrence, Rowan (part); DISTRICT 100 - Boyd (part); PLAN INTEGRITY VERIFIED; (S0956B01) Amend various sections of KRS Chapter 5 to divide the Commonwealth into the following senatorial districts: DISTRICT 1 - Calloway, Carlisle, Fulton, Graves, Hickman, Lyon, Trigg; DISTRICT 2 - Ballard, Marshall, McCracken; DISTRICT 3 - Christian, Logan, Todd; DISTRICT 4 - Caldwell, Crittenden, Henderson, Livingston, Union, Webster; DISTRICT 5 - Breckinridge, Grayson, Hancock, Hart, Larue, Meade; DISTRICT 6 - Hopkins, Muhlenberg, Ohio; DISTRICT 7 - Anderson, Fayette (part), Franklin, Woodford; DISTRICT 8 - Daviess, McLean; DISTRICT 9 - Allen, Barren, Edmonson, Green, Metcalfe, Simpson; DISTRICT 10 - Hardin, Jefferson County (part); DISTRICT 11 - Boone, Gallatin, Kenton (part); DISTRICT 12 - Fayette (part);

Current Status: 1/20/2012 - **SIGNED BY GOVERNOR**

HB2 REDISTRICTING (CHERRY M) (C0957B01) Amend various sections of KRS Chapter 118B to divide the Commonwealth into the following congressional districts: DISTRICT 1 - Allen (part), Ballard, Breckinridge, Butler, Caldwell, Calloway, Carlisle, Christian, Crittenden, Daviess, Fulton, Graves, Hancock, Henderson, Hickman, Hopkins, Livingston, Logan, Lyon, Marshall, McCracken, McLean, Muhlenberg, Ohio, Simpson, Todd, Trigg, Union, Webster; DISTRICT 2 - Adair, Allen (part), Barren, Boyle, Bullitt (part), Casey, Clinton, Cumberland, Edmonson, Garrard, Grayson, Green, Hardin, Hart, Jessamine (part), Larue, Lincoln, McCreary, Meade, Metcalfe, Monroe, Pulaski (part), Rockcastle, Russell, Taylor, Warren, Wayne, Whitley (part); DISTRICT 3 - Jefferson County (part); DISTRICT 4 - Boone, Bracken, Bullitt (part), Campbell, Carroll, Gallatin, Grant, Henry, Jefferson County (part), Kenton, Lewis, Mason, Nelson, Oldham, Owen, Pendleton, Robertson, Scott (part), Shelby, Spencer, Trimble; DISTRICT 5 - Bell, Boyd, Breathitt, Carter, Clay, Elliott, Estill, Fleming, Floyd, Greenup, Harlan, Jackson, Johnson, Knott, Knox, Laurel, Lawrence, Lee, Leslie, Letcher, Magoffin, Martin, Menifee, Morgan, Owsley, Perry, Pike, Pulaski (part), Rowan, Whitley (part), Wolfe; DISTRICT 6 - Anderson, Bath, Bourbon, Clark, Fayette, Franklin, Harrison, Jessamine (part), Madison, Marion, Mercer, Montgomery, Nicholas, Powell, Scott (part), Washington, Woodford; PLAN INTEGRITY VERIFIED; specify that precinct names may be shortened to accommodate formatting requirements of the bill drafting system and that the precinct names will be provided in full in codification; specify how county and precinct names are to be displayed depending on whether the territory of the county or precinct is included in a particular legislative district in its entirety or in part and direct how those items will be displayed in codification; direct county boards of elections to change precinct boundaries to conform to representative and senatorial district boundaries; EMERGENCY.

Current Status: 1/27/2012 - Consideration of Conference Committee Report; w/SCS 1

HB45 GAMING (NEMES M) Propose to create a new section of the Constitution of Kentucky and to amend Section 226 of the Constitution of Kentucky to authorize the General Assembly to provide a means whereby the sense of the people of any county may be taken as to whether casinos, including the operation of gaming at horse racing tracks, will be permitted in the county; submit to the voters for ratification or rejection; include ballot language.

Current Status: 1/3/2012 - Referred to Committee House Elections, Const. Amendments & Intergovernmental Affairs

HB46 GAMING (NEMES M) Establish KRS Chapter 239 and create new sections to define "authorizing county or counties," "casino," "commission," "county legislative body," "department," "electronic gaming device," "full casino," "gross gaming revenue," "handle," "licensee," and "limited casino"; create the Kentucky Gaming Commission, assign powers

and duties to the commission; establish executive director position; make commission, the executive director, and employees subject to executive branch code of ethics; require county election to authorize licensing of casino within county; require sheriff to advertise local option election for gaming; provide for procedures on local option elections for gaming not held on primary and regular election days; require the county board of elections to certify the results; establish commission as agency to solicit bids for casino gaming licenses and provide criteria for advertising the bid; establish procedure for evaluating bids for full casinos; provide bidding rights for racing associations; specify licensing requirements for full casinos, manufacturers, and suppliers; prohibit selling, leasing, or otherwise furnishing gaming supplies without a license; provide the option of limited casinos for racing associations; specify licensing requirements for limited casinos; prohibit any one under 21 years of age from placing a wager at a casino or being permitted access to a casino; provide for occupational licenses; grant the commission authority to initiate disciplinary action; provide grievance procedure; exempt licensed gaming devices from federal restrictions; grant the commission the authority to define and limit permissible games; provide for the exclusion of certain persons from casinos; require the commission to develop programs for education and treatment of problem gamblers; define "cheat" and provide penalties for cheating; amend KRS 15.380 to establish gaming commission employees as peace officers; create a new section of KRS Chapter 138 to establish a wagering and an admissions tax; amend KRS 243.500 to exempt licensed casino gaming; amend KRS 243.505 to include licensed casino gaming; amend KRS 372.005 to include KRS Chapter 239; amend KRS 525.090 to exempt casino gaming; amend KRS 528.010 to gaming licensed under KRS Chapter 239; amend KRS 528.020 to exempt gambling devices operated under KRS Chapter 239; amend KRS 528.070 to exempt licensed gambling activity; amend KRS 528.080 to exempt those with a license issued under KRS Chapter 239; amend KRS Chapter 528.100 to exempt authorized casino gaming.

Current Status: 1/3/2012 - Referred to Committee House Licensing and Occupations

HB65 **LEGISLATOR RETIREMENT** (CRIMM R) Amend KRS 6.525 to prohibit salary earned in another state administered system from being used to determine benefits in the Legislators' Retirement Plan if the member does not have service in the other state-administered retirement systems prior to August 1, 2012.

Current Status: 1/3/2012 - Referred to Committee House State Government

HB77 **CHARTER SCHOOLS** (MONTELL B) Create new sections of KRS Chapter 160 to describe the intent of the General Assembly and the purposes of authorizing public charter schools; define terms; establish the Kentucky Public Charter School Commission and identify membership selection and responsibilities of members; outline the requirements and limitations on the establishment of charter schools including identification of charter school authorizers; describe responsibilities of authorizers; describe charter school application, renewal, and revocation processes; establish the Kentucky Public Charter School Commission trust fund and identify uses of the fund; require the commissioner of education to distribute charter school information to potential authorizers; create a new section of KRS Chapter 159 to identify student enrollment and withdrawal requirements to be followed by a charter school; create a new section of KRS Chapter 161 to identify employment conditions for charter school staff; create a new section of KRS Chapter 157 to require local, state, and federal funds to be distributed to charter schools using formulas and allocation processes used in noncharter schools; amend KRS 161.220 to include a teacher employed by a board of directors of a public charter school as a member within the state retirement system; amend KRS 161.220 to include employees of boards of directors of public charter schools in the state-sponsored retirement system; amend KRS 78.510 to

include noncertified employees of public charter schools in the state-sponsored retirement system.

Current Status: 1/3/2012 - Referred to Committee House Education

- HB79 PSEUDOEPHEDRINE** (BELCHER L) Amend KRS 217.015 to include drugs containing non-liquid ephedrine, pseudoephedrine, or phenylpropanolamine within the definition of a legend drug; amend KRS 217.182 to limit the amount of ephedrine-, pseudoephedrine-, or phenylpropanolamine-based legend drugs available within any one-month period and to exempt drug products obtained lawfully elsewhere within certain limits; amend KRS 218A.202 to include ephedrine-, pseudoephedrine-, or phenylpropanolamine-based legend drugs within the coverage of Kentucky's prescription monitoring system; sunset provisions on the effective date for legislation enacted by the 2015 General Assembly.
Current Status: 1/18/2012 - House Judiciary, (Bill Scheduled for Hearing)
- HB111 POWER OF ATTORNEY** (COMBS L) Amend KRS 386.093 to provide that an attorney in fact, appointed under a power of attorney, shall not have the right to waive the principal's civil or constitutional rights or restrict the principal's freedom.
Current Status: 1/3/2012 - Referred to Committee House Judiciary
- HB117 RETIREMENT** (CHERRY M) Amend KRS 6.525 to prohibit members of the Legislators' Retirement Plan, who begin contributing on or after the effective date of the Act, from using salary earned in another state-administered retirement system or plan to calculate benefits in the Legislators' Retirement Plan.
Current Status: 1/3/2012 - Referred to Committee House State Government
- HB122 RESIDENTIAL CARE** (ROLLINS C) Create a new section of KRS Chapter 65 to prevent local governments from imposing additional licensing or other requirements on private agencies that receive public funding or government agencies, which provide group home services for the disabled.
Current Status: 1/6/2012 - posted in committee House Local Government
- HB127 TAXATION** (WAYNE J) Amend KRS 140.130 to decouple from changes to the federal estate tax since 2003; amend KRS 141.010 to provide for a phase-out of the pension exclusion; amend KRS 141.020 to provide for changes to income tax rates and to impose the tax on adjusted gross income; amend KRS 141.081 to conform; amend KRS 141.066 to provide for a refundable earned income credit; amend KRS 141.0205 to recognize changes in income tax credits; amend KRS 139.200 to impose sales tax on selected services; amend KRS 141.383, 148.544, and 148.546 to make the film industry tax credit nonrefundable and nontransferable; provide that income tax provisions apply for tax years beginning on or after January 1, 2012, estate tax provisions apply for deaths occurring on or after August 1, 2012, and sales tax provisions apply for periods beginning on or after July 1, 2012.
Current Status: 1/3/2012 - Referred to Committee House Appropriations and Revenue
- HB135 LIFE INSURANCE BENEFITS** (DAMRON R) Create a new section of Subtitle 15 of KRS Chapter 304 requiring insurers to compare in-force life insurance policies against the Death Master File to determine potential matches of their insureds; require escheat of policy proceeds after the expiration of the fee statutory time period only if no claim for the policy's proceeds has been made and if good faith efforts to contact the retained asset holder and any beneficiary are unsuccessful.
Current Status: 1/17/2012 - Posting Waived

HB140 **GAMING** (KEENE D) Create a new section of KRS Chapter 154A to set forth legislative findings; amend KRS 154A.010 to define "authorizing county," "casino," "casino gaming," "county," "county legislative body," "department," "full casino gaming," "gaming licensee," "gross gaming revenue," "handle," "licensee," "limited casino gaming," and "principal"; amend KRS 154A.030 to increase the board to twelve members, including the executive director of the Kentucky Horse Racing Commission and the Auditor of Public Accounts and prohibit directors or their family members from holding significant interest in a gaming licensee; amend KRS 154A.040 to exempt trade secrets of a licensee; amend KRS 154A.063 to conform; create new sections of KRS Chapter 154A to require local option elections for the approval of casino gaming in counties with a population in excess of 90,000 or in cities of the fourth class or greater with a horse racing track; specify procedure for petition of election; specify that the corporation is the only government agency authorized to solicit bids for casino licensure and provide requirements for invitations to bid; specify factors to be considered when considering a bid; specify initial licensing fee and annual licensing fee; stipulate requirements for licensing of horse racing tracks for casino gaming; require tracks with a casino license to continue to run at least as many live races as were run in 2011, and provide exemptions; establish requirements and procedures for applying for supplier's licenses; prohibit any unlicensed person from furnishing gaming supplies and equipment; prohibit anyone under 21 years of age from participating in casino gaming; establish procedure for licensing of occupations related to casino gaming; grant the corporation the authority to initiate disciplinary action; establish procedure for review and appeal of actions by the corporation; establish problem gamblers awareness and treatment trust fund; require the Cabinet for Health and Family Services to promulgate regulations to address the expenditure of funds from the problem gamblers awareness and treatment trust fund and require an annual report on expenditures; establish 31% tax on gross gaming revenue, allow the corporation to recoup operating costs from tax for first 24 months, and cap corporation's deduction at \$2 million per year thereafter; require 15% of each gaming licensee's revenue to be paid to the Kentucky equine industry enhancement fund; impose admission tax of \$3 per person and dedicate funds to the regional tourism and infrastructure development fund; establish gaming revenue distribution trust fund; establish the Kentucky equine industry enhancement trust fund and stipulate uses for funds; create the regional tourism and infrastructure development fund and specify uses for funds; create the childhood education excellence development fund; create the Kentucky job creation development fund; allocate funds paid from the tax on gross gaming revenue to trust funds established by the bill; exempt gaming devices in compliance with the chapter from the provisions of 15 U.S.C. sec. 1172 and exempt shipments to Kentucky gaming licensees from 15 U.S.C. secs. 1173 and 1174; require the corporation to promulgate administrative regulations to define the types of games and the method of operation; permit the exclusion of certain persons from licensed casinos, exclusion may not be based on race, color, creed, national origin, ancestry, religion, gender, or the amount won at a casino; define "cheat" and provide penalties for violation; amend KRS 243.500 to exempt the conduct and operation of authorized casino gaming; amend KRS 243.505 to exempt the operation of casino gaming licensed under this Act; amend KRS 525.090 to exempt those engaged in casino game licensed under KRS Chapter 154A; amend KRS 528.010 to exempt activities or devices licensed under this Act; amend KRS 528.020 to exempt those licensed under this Act; amend KRS 528.070 to exempt those licensed under this Act; amend KRS 528.080 to exempt those licensed under this act; amend KRS 528.100 to exempt casino gaming as defined under Section 2 of the Act.

Current Status: 1/3/2012 - Referred to Committee House Licensing and Occupations

HB142 **FORECLOSURE ACTIONS** (BRATCHER K) Create a new section of KRS Chapter 426 to

provide that actions to recover deficiency judgments resulting from foreclosure proceedings must be brought within 2 years of the foreclosure sale and establish procedure for determining fair market value of property; amend KRS 413.120 to include actions to recover monetary obligations arising from consumer loans, excluding loans secured by real property and loans for educational expenses; amend KRS 413.090 to conform.

Current Status: 1/3/2012 - Referred to Committee House Banking and Insurance

HB149 RETIREMENT (HOUSMAN B) Amend KRS 6.505 to close the Legislators' Retirement Plan to legislators who have not previously participated in the plan and who begin their first term of office on or after August 1, 2012; amend KRS 6.525 to prohibit salary earned in another state-administered system from being used to determine benefits in the Legislators' Retirement Plan if the member does not have service in the other state-administered retirement systems prior to August 1, 2012; create new sections of KRS Chapter 6 to establish the Legislators' Defined Contribution Plan for legislators who begin their first term of office on or after August 1, 2012; provide that the plan shall be administered by the Kentucky Deferred Compensation Authority; allow the authority to utilize plans already established or to establish new plans to administer the Legislators' Defined Contribution Plan; provide an employer match of up to five percent of the legislator's wages; provide that a legislator participating in the plan shall be vested for employer contributions on a sliding scale that fully vests the legislator for the employer contributions at six years; provide that the benefits under the Legislators' Defined Contribution Plan shall not constitute an inviolable contract of the Commonwealth; amend KRS 18A.245 to establish responsibilities of the board of the Kentucky Deferred Compensation Authority to administer the Legislators' Defined Contribution Plan; amend KRS 61.510, governing the Kentucky Retirement Systems, to clarify that a legislator who begin his or her first term of office on or after August 1, 2012, shall not participate in these plans as a result of service in the General Assembly.

Current Status: 1/3/2012 - Referred to Committee House State Government

HB155 TRUSTS AND ESTATES (KERR T) Amend KRS 386.454 relating to the Kentucky Principal and Income Act to permit a trustee to reallocate principal to income without court approval under named circumstances; amend KRS 386.450 to define "unitrust"; create new sections and amend sections of KRS Chapter 386 to create Kentucky "decanting" statutes to permit creation of a new trust; amend KRS 386.502 to clarify the effective date of the Kentucky Uniform Principal and Income Act; amend KRS 386.810 and 395.195 to permit trustee to deal with Medicare surtax issues; amend KRS 381.180 relating to spendthrift trusts to deal with Federal income tax and related issues; create new sections of KRS Chapter 387 to create a self-settled special needs "Pay Back" trust.

Current Status: 1/11/2012 - House Judiciary, (Bill Scheduled for Hearing)

HB156 PROBATE (KERR T) Amend KRS 395.605 to permit periodic settlement of informal estates.

Current Status: 1/11/2012 - House Judiciary, (Bill Scheduled for Hearing)

HB160 DISABLED CHILDREN (HENDERSON R) Create a new section of KRS Chapter 382 to allow a homeowner to alter or construct a structure on his or her property for the accommodation or therapy of a disabled child, notwithstanding any private property restrictions to the contrary, if the construction or alteration is made upon the advice of a physician and otherwise complies with local, state, and federal law; EMERGENCY.

Current Status: 1/6/2012 - posted in committee House Local Government

HB166 PSEUDOEPHEDRINE (FLOYD D) Amend KRS 218A.1446 to prevent pharmacy technicians

from dispensing products containing ephedrine, pseudoephedrine, phenylpropanolamine or related salts; require CHFS to promulgate, within 30 days, administrative regulations to implement the new restrictions; EMERGENCY.

Current Status: 1/4/2012 - Referred to Committee House Judiciary

- HB175** **TRESPASS** (JENKINS J) AN ACT relating to trespass.
Amend KRS 381.230 to established a simplified method for elderly or vulnerable adults to petition for an order to prevent or restrain other persons from trespassing onto the petitioner's residence.
Current Status: 1/4/2012 - Referred to Committee House Judiciary
- HB180** **HOME IMPROVEMENT** (WATKINS D) Create new sections of KRS Chapter 434 relating to offenses against property by fraud to create definitions for home improvement contracts, set requirements for home improvement contracts, require home improvement contracts for \$100 or more to be in writing, prohibit various practices relating to home improvement contracts, create civil and criminal remedies for violation of laws relating to home improvement contracts.
Current Status: 1/4/2012 - Referred to Committee House Judiciary
- HB199** **DISABLED PARKING** (BUTLER D) Amend KRS 189.456 to require that the information contained on disabled parking placards is written on a tamper evident sticker that is color coded based upon the year in which the placard expires; amend KRS 189.990 to require that 75% of the fines and costs collected for a violation of KRS 189.459 be forwarded to the personal care assistance program and 25% of the fine collected be returned to the law enforcement agencies in the county where the violation occurred.
Current Status: 1/5/2012 - Referred to Committee House Transportation
- HB202** **CHIROPRACTIC** (SINNETTE K) Create new sections of Subtitles 17A and 17C of KRS Chapter 304 to require a health benefit plan or limited health benefit plan that provides coverage for chiropractic services and procedures to clearly state the availability of chiropractic coverage in the plan and all limitations, conditions and exclusions; provide that chiropractic services and procedures may be made subject to a deductible, copayment, or coinsurance, shall not impose cost-sharing or copayment in excess of 50 percent of the reimbursable amount for any single covered service, and shall not require more than one coinsurance or copayment per date of service; require the plan to reimburse a doctor of chiropractic for services and procedures within the doctor's scope of practice if duly licensed, the services and procedures are covered under the plan, and the services and procedures are performed by the doctor of chiropractic or by another licensed health care provider who provides the services under the direction and supervision of the doctor of chiropractic; amend KRS 304.17A-150 to provide that a provider contract or agreement with a doctor of chiropractic which restricts, reduces, or negates benefits otherwise covered under the plan or denies payment of benefits directly to the provider upon receipt of a duly executed assignment of benefits with a participating doctor of chiropractic is an unfair trade practice; except an insurer performing a utilization review; amend KRS 304.17A-527 and 304.17C-060 to require managed care plans and limited health benefit plans that provide chiropractic services coverage to file sample copies with the commissioner of insurance that include a clause stating that chiropractic services within a health benefit plan or limited health benefit plan shall be reimbursed at no less than the current fee established by the Workers' Compensation Medical Fee Schedule for physicians, or the actual fee whichever is less; provide that if the Workers' Compensation Medical Fee Schedule for Physicians does not include reimbursement for chiropractic services, the reimbursement shall be no less than the amount provided in the most recent Workers' Compensation Medical Fee Schedule

for Physicians that included reimbursement for chiropractic services.

Current Status: 1/18/2012 - House Banking and Insurance, (Bill Scheduled for Hearing)

HB213 CONSTITUTIONAL AMENDMENT (RICHARDS J) Propose to amend the Constitution of Kentucky to give the General Assembly the authority to establish by general law a process to review, approve, or reject administrative regulations during or between sessions.

Current Status: 1/20/2012 - posted in committee House Elections, Const. Amendments & Intergovernmental Affairs

HB238 DISPOSAL OF PRESCRIPTIONS (JENKINS J) Create new sections of KRS 224.50 to define "cabinet," "department," "permanent drop off box," "prescription drugs and medicines," "prescription drug recycling," "safe drop off drugs program," and "secure collection site"; require the Energy and Environment Cabinet to work with waste coordinators and city, county, and sheriffs offices to establish a prescription drugs drop off program; make the contents of the box that receives the prescription drugs and medicines the property of the cabinet; require the cabinet to promulgate administrative regulations for the collection of the prescription drugs and medicines, the method for haulers to pick up and dispose of the wastes, and the method of disposal for prescription drugs and medicines to ensure they do not leach into the waters of the Commonwealth; require the cabinet to work with pharmaceutical companies to develop a prescription drug and medicine recycling program; require police officers of the city, county, or sheriff's office participating in the program to determine the secure collection site within the police station, post signage for the public, monitor the prescription drugs and medicines deposited into the permanent box, and inform the cabinet of pick up needs; amend KRS 224.43-310 to require the cabinet to include a description of cities and counties participating in the safe drop off drugs program in the solid waste management report to the Legislative Research Commission and the Governor; amend KRS 224.43-315 to require counties to report to the cabinet on participation in the safe drop off drugs program; amend KRS 224.43-505 to allow a portion of the remediation fee to go for grants for the safe drop off drugs program; include the safe drop off drug program grants under the general solid waste grant requirements; amend KRS 224.43-710 to include a safe drop off drugs program under the list of eligible types of technical assistance from the cabinet.

Current Status: 1/12/2012 - Referred to Committee House Veterans, Military Affairs and Public Safety

HB250 ADULT PROTECTION (ROLLINS C) Create a new section of KRS Chapter 209 to define terms; require the Cabinet for Health and Family Services to begin to prepare to establish and implement a registry of each person against whom a charge of abuse, neglect, or exploitation of an adult has been substantiated; require the cabinet to promulgate regulations upon the implementation of the registry; prohibit adult institutional and community-based long-term-care service providers from employing a person whose name appears on the registry upon implementation of the registry; require the cabinet to implement a fingerprint-based background check program if federal funds become available for the National Background Check Program from the Centers for Medicare and Medicaid Services; clarify that all administrative procedures shall be in accord with KRS Chapter 13B; amend KRS 205.5606 to require that each person that provides services under that section shall not employ a person whose name appears on the registry upon implementation of the registry; amend KRS 210.795 to require that, upon implementation of the registry, a person on the registry is ineligible to be a provider under that statute and providers shall not employ a person whose name appears on the registry; amend KRS 209.140 to state that, upon implementation of a registry, the names of persons against whom charges of abuse,

neglect, or exploitation have been substantiated shall be available to potential employers and the public.

Current Status: 1/17/2012 - Referred to Committee House Health and Welfare

HB259 PROTECTION OF ADULTS (PALUMBO R) Create a new section of KRS Chapter 209 to define the terms "adult" and "adult institutional and long-term care service provider"; require the Cabinet for Health and Family Services to implement a registry of each individual against whom an allegation of abuse, neglect, or exploitation of an adult has been substantiated; require that the registry be available to the public, but permit the CHFS to charge a fee to access the registry if there are insufficient funds to maintain it; require the cabinet to promulgate regulations; require adult institutional and community-based long-term care service providers to not employ an individual whose name appears on the registry; clarify that all administrative hearings shall be conducted in accordance with Chapter 13B; clarify that an individual's name shall not be placed on the registry until all administrative appeals and judicial proceedings have been completed; amend KRS 205.5606 to require that each person who provides services under that section shall not employ an individual whose name appears on the registry; amend KRS 210.795 to state that an individual whose name appears on the registry is ineligible to be a provider under that statute; prohibit providers from employing individuals whose name appear on the registry; amend KRS 209.140 to state that the names of persons against whom an allegation of abuse, neglect, or exploitation has been substantiated shall be available to potential employers and the public.

Current Status: 1/26/2012 - FIRST READING to Consent Calendar

HB265 EXECUTIVE BRANCH BUDGET (RAND R) The State/Executive Branch Budget: appropriate from the General Fund (Tobacco), General Fund, Restricted Funds, Federal Funds, Road Fund, Bond Funds, Agency Bonds, Capital Construction Surplus, Investment Income, Statewide Deferred Maintenance Fund, and other funds, \$46,633,600 in fiscal year 2011-2012, \$31,502,664,500 in fiscal year 2012-2013, and \$28,840,328,100 in fiscal year 2013-2014.

Current Status: 1/18/2012 - Referred to Committee House Appropriations and Revenue

HB266 TRANSPORTATION BUDGET (RAND R) The Transportation Cabinet Budget: appropriate from the General Fund, Restricted Funds, Federal Funds, and Road Fund \$2,370,948,900 in fiscal year 2012-2013 and \$2,393,125,700 in fiscal year 2013-2014 for operating costs; appropriate from Restricted Funds, Federal Funds, Bond Funds, Road Fund, and Investment Income for various capital projects; require the Secretary of the Transportation Cabinet to produce a document detailing the 2012-2014 Biennial Highway Construction Program and the Highway Preconstruction Program; provide debt service to the General Administration and Support budget unit; allow reallocation of appropriations among budget units; allow the Transportation Cabinet to receive funds and services for the Adopt-A-Highway Litter Program; provide funds for Aviation's operational costs; provide debt service to the Aviation budget unit; provide funds for Economic Development Road lease-rental payments; provide that no portion of the revenues to the state Road Fund accrue to the Debt Payment Acceleration Fund account; provide debt service for Grant Anticipation Revenue Vehicle (GARVEE) Bonds; provide funds for the State-Supported Construction Program, Biennial Highway Construction Program, Highway Construction Contingency Account, and the Kentucky Pride Fund; authorize projects in the 2010-2012 Biennial Highway Construction Plan to continue into the 2012-2014 biennium; provide funds for the Kentucky Transportation Center and new highway equipment purchases; authorize the Transportation Cabinet to match federal highway moneys; prioritize projects should any

additional federal highway moneys become available; authorize the Transportation Cabinet to continue the Cash Management Plan and to make programmatic adjustments; provide for carry forward of any unexpended Road Fund appropriations in the Highways budget unit for various programs; provide debt service for wetland restoration; authorize use of design/build procurement methods for demonstration projects and the Louisville-Southern Indiana Ohio River Bridges Project; provide for the transfer of Road Fund resources for judgments; authorize the Transportation Cabinet to maximize the use of Toll Credits; provide funds for the County Road Aid Program, the Rural Secondary Program, the Municipal Road Aid Program, and the Energy Recovery Road Fund; provide debt service to the Vehicle Regulation budget unit; provide for Capital Construction Fund appropriations and reauthorizations; provide for the expiration of existing line-item capital construction projects; detail bond proceeds investment income; provide for payments for wetland restoration; authorize various capital projects; and specify funds transfers.

Current Status: 1/18/2012 - Referred to Committee House Appropriations and Revenue

HB268 **LEGISLATIVE BRANCH BUDGET** (RAND R) The Legislative Branch Budget: appropriate from the General Fund \$50,883,800 for fiscal year 2012-2013 and \$53,800,100 for fiscal year 2013-2014; appropriate from Restricted Funds \$53,000 for fiscal year 2012-2013 and \$119,300 for fiscal year 2013-2014, with appropriations allocated as follows: GENERAL ASSEMBLY 2012-2013 \$18,150,700 2013-2014 \$19,002,500 KENTUCKY LEGISLATIVE ETHICS COMMISSION 2012-2013 \$441,500 2013-2014 \$507,900 LEGISLATIVE RESEARCH COMMISSION 2012-2013 \$32,786,100 2013-2014 \$34,916,900.

Current Status: 1/18/2012 - Referred to Committee House Appropriations and Revenue

HB269 **JUDICIAL BRANCH BUDGET** (RAND R) The Judicial Branch Budget: appropriate \$415,365,100 in fiscal year 2012-2013 and \$406,909,100 in fiscal year 2013-2014 from the General Fund, Restricted Funds, and Federal Funds; declare that defined calculations, including annual salary increments, are not included in this Act; provide General Fund moneys to restore funding in each fiscal year to the Court Operations and Administration appropriation unit; provide that funds in the Court Operations and Administration appropriation unit carry forward; provide funds for debt service; provide funds for 25 pretrial officers and four Family Court judgeships; provide funds for salary adjustment for pay parity; provide that if the Supreme Court retains the 2008 increase in civil filing fees, the additional income, not to exceed \$5,000,000 in each fiscal year, shall be deposited in a trust and agency account for court operations; provide funds to compensate local units of government for providing court space and for costs incurred in the development of local court facilities; provide funds for furniture and equipment for authorized projects; provide that funds in the Local Facilities Fund carry forward; provide that the use allowance for the Fayette County Courthouse is contingent upon Short Street in Lexington remaining open to traffic; provide that funds in the Local Facilities Use Allowance Contingency Fund carry forward; provide funds for actuarial assessed judicial retirement benefits; authorize a docket management capital project; detail deferred funding; authorize leases; clarify that nothing in this Act shall reduce funding of court facility projects authorized by the General Assembly; provide that if a court facility project is occupied and use allowance funding is insufficient that use allowance payments must be approved from the Local Facilities Use Allowance Contingency Fund; provide that if funding is not available in the Local Facilities Use Allowance Contingency Fund then the use allowance payments are deemed a necessary government expense; provide the Director of the Administrative Office of the Courts with expenditure authority; provide for severability of budget provisions and priority of individual appropriations; declare that statute controls duplicate appropriations; provide

that any unexpended balance remaining in the Court's Restricted Funds or Federal Funds accounts carry forward; provide for the final budget document; provide for transferability of funds; provide for appropriations revisions; include funds for trial commissioner salaries as provided for in the Judicial Branch Budget Recommendation; provide for participation in any Budget Reduction Plan or Surplus Expenditure Plan.

Current Status: 1/18/2012 - Referred to Committee House Appropriations and Revenue

HB275 **PROPERTY TAXES** (DOSSETT M) Create a new section of KRS Chapter 133 to define "threshold amount" and permit county clerks to elect not to prepare property tax bills below the threshold amount; amend KRS 91A.070 to permit cities to elect not to prepare property tax bills below the threshold amount.

Current Status: 1/20/2012 - Referred to Committee House Appropriations and Revenue

HB276 **REORGANIZATION** (RAND R) Create a new section of KRS Chapter 131 to create the office of taxpayer ombudsman; repeal, reenact, and amend KRS 42.0651 to substitute the Division of State Risk and Insurance Services for some duties performed by the Office of Policy and Audit and require the division to provide insurance for state-owned and operated facilities and vehicles; amend KRS 42.0174 to delete the reference to KRS 42.0651; amend KRS 42.560 to require fifty percent of the energy assistance trust fund interest to be distributed to the Finance and Administration Cabinet for weatherization services to low-income households, and fifty percent to be distributed to the Cabinet for Health and Family Services for energy assistance services for low-income households; amend KRS 42.566 to require appropriated expenditures from the energy assistance trust fund to be distributed forty percent to the Finance and Administration Cabinet for weatherization services to low-income households, and sixty percent to the Cabinet for Health and Family Services for energy crisis or prevention services for low-income households; amend KRS 42.724 to move the Division of Geographic Information Systems from the Office of Enterprise Technology to the Office of Application Development, to rename the Division of Software Engineering as the Division of Financial Information Technology, and to rename the Division of Consulting and Project Management as the Division of Agency Information Technology; amend KRS 42.740 to rename the Kentucky Geospatial Board as the Geographic Information Advisory Council; amend KRS 131.020 to place the taxpayer ombudsman in the office of the commissioner of revenue; amend KRS 42.0201, 42.650, 42.726, 42.742, 42.744, and 116.200 to conform; confirm Executive Order 2011-354.

Current Status: 1/24/2012 - posted in committee House State Government

HB282 **HOME MEDICAL EQUIPMENT** (RICHARDS J) Create new sections of KRS Chapter 315 to license home medical equipment and services providers under the Kentucky Board of Pharmacy; define terms; prohibit providing home medical equipment and services without a license; exempt persons engaging in a profession for which they are licensed or registered, including health care practitioners; establish other exemptions for home health agencies, hospitals, manufacturers and wholesale distributors, pharmacists and pharmacies, employees of a licensed entity, hospice programs, skilled nursing facilities, and government agencies; require that a licensed person only provide home medical equipment and services under a medical order from a licensed health care practitioner; set licensure fees for applicants for licensure not to exceed \$200 annually or increase more than \$25 per year; require providers to maintain adequate records of all home medical equipment and services provided and periodically report to the board as established in administrative regulation; sanction failure to report to the board or willful submission of inaccurate information as grounds for disciplinary action under KRS 315.121; direct the board to establish

qualifications for applicants for licensure through promulgation of an administrative regulation; prohibit disclosure under KRS 61.878 of information provided by an applicant to any person or entity other than the board; instruct that a separate license shall be required for each location of a home medical equipment and services provider; obligate a provider to display its license at its place of business; prescribe a renewal fee not to exceed \$200 or increase more than \$25 per year; direct that a license is only issued for the premises and persons named in an application and shall not be transferrable; authorize the board to grant reciprocity to an out-of-state provider physically located in one of the bordering states; set penalty for providing home medical equipment and services without a license as a Class A misdemeanor with each day of violation as a separate offense; amend KRS 304.17A-005 to include home medical equipment and services provider under the definition for "health care provider" or "provider"; amend KRS 315.121 to conform and designate what unprofessional and unethical conduct includes for a provider; amend KRS 315.191 to authorize the board to oversee and administer the licensure of home medical equipment and services providers and to include on the advisory council individuals representative of the profession of providing home medical equipment and services; amend KRS 315.195 to authorize the board to collect and deposit all fees, charges, and fines, and other moneys owed into the State Treasury to the credit of the trust and agency fund used to carry and be appropriated for these purposes; direct that remaining moneys remaining in the fund shall not lapse; amend KRS 315.005, 315.125, and 315.220 conform; designate legislative purpose; name new sections of KRS Chapter 315 the "Home Medical Equipment and Services Provider Licensure Act"; APPROPRIATION.

Current Status: 1/25/2012 - reassigned to committee House Banking and Insurance

HB300

RETIREMENT (CHERRY M) Amend KRS 11A.010 to require that the Kentucky Teachers' Retirement System board of trustees to be subject to the executive branch code of ethics; amend KRS 11A.201 to require placement agents who are involved with Kentucky Retirement Systems and Kentucky Teachers' Retirement System investments to register as lobbyists and to define placement agents and unregulated placement agents; amend KRS 11A.236 to exempt placement agents from the contingent fee prohibition in the Executive Branch Code of Ethics as long as the placement agent is not prohibited by federal securities laws from receiving compensation from a government agency; amend KRS 21.440 to require that the audit of the Judicial Form Retirement System shall be performed by the Auditor of Public Accounts at least once every five years and to require the systems to pay all costs of the audit; amend KRS 21.450 to require the Judicial Form Retirement System board to establish ethics policies and procedures, including annual financial and conflict of interest disclosures for members, and to make this information available to the public; amend KRS 21.530 to prohibit members of the Judicial Form Retirement System from serving more than three consecutive terms of office on the board and to prohibit the board chairman from serving more than four consecutive years as chairman; amend KRS 21.540 to prohibit assets of the Judicial Form Retirement System from being used to pay unregulated placement agents, to require the Judicial Form Retirement System to make system expenditures and employee salaries available on a website, and to establish conflict of interest provisions applicable to trustees and employees of the Kentucky Judicial Form Retirement System; amend KRS 61.645 to apply the term limits applicable to elected trustees of the Kentucky Retirement Systems board to appointed trustees and to provide that terms served prior to July 1, 2012 shall be used to determine if a trustee has exceeded the term limits prescribed in this section, to limit requirements for a member's social security number to the last four digits for board nominations made by membership petition, to require members desiring to be elected to the board to submit an application, resume, and complete a background check, to prohibit the chair and vice-chair of the Kentucky Retirement Systems board from serving more than four consecutive years as chair or vice-

chair, to require the Kentucky Retirement Systems audit shall be completed by the Auditor of Public Accounts at least once every five years and to require the systems to pay all costs of the audit, to require the Kentucky Retirement Systems to make system expenditures and employee salaries available on a website, and to prohibit assets of the Kentucky Retirement Systems from being used to pay unregulated placement agents; amend KRS 61.655 to include employees of the Kentucky Retirement Systems in conflict of interest provisions regarding their service to the systems and to include additional restrictions to the conflict of interest provisions applicable to employees and trustees of the board; amend KRS 161.250 to provide that terms served prior to July 1, 2012 shall be used to determine if an elective trustee of the Kentucky Teachers' Retirement System has exceeded term limits established under the section and to require the system to make system expenditures and employee salaries available on a website; amend KRS 161.340 to prohibit the chairperson and vice chairperson of the Kentucky Teachers' Retirement System board from serving more than four consecutive years as chairperson and vice chairperson; amend KRS 161.370 to require that the Kentucky Teachers' Retirement System audit shall be completed by the Auditor of Public Accounts at least once every five years and to require the system to pay all costs of the audit; amend KRS 161.430 to prohibit assets of the Kentucky Teachers' Retirement System from being used to pay unregulated placement agents; amend KRS 161.460 to include additional restrictions to the conflict of interest provisions applicable to employees and trustees of the Kentucky Teachers' Retirement System; to allow trustees of the Kentucky Retirement Systems, Kentucky Teachers' Retirement System, and the Judicial Form Retirement System who are currently serving more than three four-year terms on the effective date of this Act to complete their remaining term of office; to apply years served as chair or vice chair of a board prior to the effective date of this Act to apply towards determining whether or not a board chair or vice chair has exceeded term limits for the office; to set July 1, 2011 as the beginning date for the five year period in which the Auditor of Public Accounts must audit the systems; to apply the ban on unregulated placement agents to contracts established or renewed on or after July 1, 2012;

EMERGENCY.

Current Status: 1/24/2012 - Referred to Committee House State Government

HB304 **REDISTRICTING** (FARMER B) Create new sections of KRS Chapter 5 to establish the Committee on Legislative Redistricting; require the committee to develop plans for legislative redistricting; require the committee to submit its redistricting plans to the Legislative Research Commission for referral to the Interim Joint Committee on State Government; require the General Assembly to consider the committee's plan as approved by the Interim Joint Committee on State Government; provide for penalties and fine upon conviction of attempting to influence members of the committee.

Current Status: 1/24/2012 - Referred to Committee House State Government

HB307 **PERSONAL-CARE HOMES** (MILLS T) Create a new section of KRS 216.750 to 216.780 to require an individual to be examined and assessed by a medical professional prior to admission to a personal-care home; require further assessment for an acquired brain injury individual using the Rancho Level of Cognitive Function Scale (LCFS); prohibit the admission of an individual with a Level V or lower score on the LCFS to a personal-care home; prohibit the admission of a person under age 18 to a personal-care home; provide that the new section shall be known as "Larry's Law."

Current Status: 1/25/2012 - Referred to Committee House Health and Welfare

HB310 **REDISTRICTING** (MOORE T) Create new sections of KRS Chapter 5 to establish the Legislative Advisory Reapportionment and Redistricting Commission; require the commission to develop proposals for legislative, judicial, and congressional redistricting;

require the commission to submit its proposals to the Legislative Research Commission for referral to the interim Joint Committee on State Government; require the General Assembly to consider the commission's proposal as approved by the Interim Joint Committee on State Government.

Current Status: 1/25/2012 - Referred to Committee House State Government

HCR100 ELECTIONS (MEEKS R) Direct the Legislative Research Commission to study whether counties should be offered the option of conducting elections in centralized voting centers rather than in voting precincts.

Current Status: 1/26/2012 - Introduced

HR7 VOTES ON FISCAL MEASURES (KING K) Adopt a Rule for the House of Representatives to require roll call votes on any appropriation or revenue-raising measure voted upon in the House or a committee thereof; require identification of appropriation or revenue measures as state fiscal measures by the Director of the Legislative Research Commission, or upon a determination by the House or a committee thereof; require separate House vote for appropriation or revenue measures; require House committees to vote on appropriation and revenue measures by roll call votes.

Current Status: 1/3/2012 - Referred to Committee House Appropriations and Revenue

SB22 LIMITING LEGISLATIVE SESSIONS (HIGDON J) Propose to amend Sections 36 and 42 of the Constitution of Kentucky to limit even-year sessions to 30 days.

Current Status: 1/3/2012 - Referred to Committee Senate State and Local Government

SB26 LEGISLATOR RETIREMENT PLAN (HIGDON J) Amend KRS 6.525 to prohibit salary earned in another state administered system from being used to determine benefits in the Legislators' Retirement Plan if the member does not have service in the other state-administered retirement systems prior to December 31, 2014.

Current Status: 1/3/2012 - Referred to Committee Senate State and Local Government

SB27 LEGISLATOR RETIREMENT (HIGDON J) Amend KRS 6.505 to close the Legislators' Retirement Plan to legislators who have not previously participated in the plan and who begin their first term of office on or after July 1, 2012; create new sections of KRS Chapter 6 to establish the Legislators' Defined Contribution Plan for legislators who begin their first term of office on or after July 1, 2012; provide that the plan shall be administered by the Kentucky Deferred Compensation Authority; allow the authority to utilize plans already established or to establish new plans to administer the Legislators' Defined Contribution Plan; provide an employer match of up to five percent of the legislator's wages; provide that a legislator participating in the plan shall be vested for employer contributions on a sliding scale that fully vests the legislator for the employer contributions at six years; provide that the benefits provided by the Legislators' Defined Contribution Plan shall not constitute an inviolable contract of the Commonwealth; amend KRS 18A.245 to establish responsibilities of the board of the Kentucky Deferred Compensation Authority to administer the Legislators' Defined Contribution Plan; amend KRS 61.510 governing the Kentucky Retirement Systems to clarify that a legislator who begin his or her first term of office on or after July 1, 2012, shall not participate in these plans as a result of service in the General Assembly; EMERGENCY.

Current Status: 1/3/2012 - Referred to Committee Senate State and Local

Government

- SB28** **LEGISLATOR'S RETIREMENT PLAN** (PARRETT D) Amend KRS 6.505 to close the Legislators' Retirement Plan to new participants effective August 1, 2012; amend KRS 6.515 to increase the cost of purchasing active duty military service to the full actuarial cost in the Legislators' Retirement Plan, to prohibit service purchases made on or after August 1, 2012, from being used to vest for retiree health benefits in the Legislators' Retirement Plan, and to require service purchased on or after August 1, 2012, in the Legislators' Retirement Plan to assume the earliest retirement date and cost-of-living adjustments in determining the appropriate actuarial cost; amend KRS 6.525 to prohibit salary earned in another state administered system from being used to determine benefits in the Legislators' Retirement Plan if the member does not have service in the other state-administered retirement systems prior to August 1, 2012; amend KRS 61.680 to conform and to make technical amendments; EFFECTIVE August 1, 2012.
Current Status: 1/3/2012 - Referred to Committee Senate State and Local Government
- SB31** **CREDIT HISTORY** (JONES R) Create a new section of Subtitle 12 of KRS Chapter 304 to prohibit the use of an insured's or applicant's credit history for actuarial purposes for all insurance policies, contracts, or plans; amend KRS 304.20-040 to conform; repeal KRS 304.20-042.
Current Status: 1/3/2012 - Referred to Committee Senate Banking and Insurance
- SB35** **CRIMINAL RECORDS IN HEALTH CARE EMPLOYMENT** (BUFORD T) Amend KRS 216.789 to prohibit employment by a long-term care facility, nursing facility, or an assisted living community of all persons convicted of a felony offense related to theft; abuse or sale of illegal drugs; abuse, neglect, or exploitation of an adult; or a sexual crime.
Current Status: 1/3/2012 - Referred to Committee Senate Health and Welfare
- SB37** **LONG-TERM CARE EMPLOYEES** (HARPER ANGEL D) Create a new section of KRS Chapter 209 to define terms and require that adult institutional or community-based long-term care service providers conduct a fingerprint check before hiring an applicant.
Current Status: 1/3/2012 - Referred to Committee Senate Health and Welfare
- SB42** **PAIN MANAGEMENT FACILITIES** (HIGDON J) Create a new section of Chapter KRS 311 to define "board", "facility", "physician", and "pain management facility" and to require that all pain management facilities be licensed; specify ownership requirements; specify employee requirements; require the State Board of Medical Licensure to promulgate administrative regulations related to pain management facilities; amend KRS 311.610 and 311.990 to conform; EMERGENCY.
Current Status: 1/26/2012 - Senate Judiciary, (Bill Scheduled for Hearing)
- SB50** **DRUGS** (JENSEN T) Amend KRS 217.015 to include drugs containing non-liquid ephedrine, pseudoephedrine, or phenylpropanolamine within the definition of a legend drug; amend KRS 217.182 to limit the amount of ephedrine-, pseudoephedrine-, or phenylpropanolamine-based legend drugs available within any one-month period and to exempt persons temporarily present in the Commonwealth in certain situations; amend KRS 218A.202 to include ephedrine-, pseudoephedrine-, or phenylpropanolamine-based legend drugs within the coverage of Kentucky's prescription monitoring system; repeal KRS 218A.1446.

Current Status: 1/19/2012 - Senate Judiciary, (Bill Scheduled for Hearing)

- SB51** **TREASURER** (THAYER D) Propose to amend Sections 53, 91, 93, 95, and 245 of the Constitution of Kentucky to abolish the office of Treasurer; submit to the voters for their approval or disapproval.
Current Status: 1/26/2012 - SECOND READING, to Rules
- SB56** **DEBT** (BOWEN J) Propose an amendment to Section 50 of the Constitution of Kentucky and repeal of Sections 48 and 49 of the Constitution of Kentucky to limit the amount of debt that may be authorized by the General Assembly; submit to the voters for ratification or rejection.
Current Status: 1/19/2012 - recommitted to committee Senate State and Local Government
- SB82** **LONG TERM CARE FACILITY ADMINISTRATORS** (DENTON J) Amend KRS 216A.010 to add and redefine terms; amend KRS 216A.020, 216A.030, and 216A.040 to change "nursing home" to "long-term care"; prohibit a person who has been disciplined within the last five years from serving on the board; amend KRS 216A.050 to delete language prescribing staggering of initial terms; amend KRS 216A.060 to require at least three meetings of the board per year; increase board member compensation from \$50 to \$150; amend KRS 216A.070 to add a disciplinary penalty of up to \$2,000 per violation; change "nursing home" to "long-term care"; amend KRS 216A.080 and 216A.090 to change "nursing home" to "long-term care"; permit online application; amend KRS 216A.130 and 216A.150 to change "nursing home" to "long-term care"; permit board refusal to issue license to an administrator disciplined in another state in the last five years; amend KRS 216A.990 to make misdemeanor violations Class A misdemeanors; repeal KRS 216A.100 and 216.120.
Current Status: 1/24/2012 - floor amendment (1) filed
- SB93** **MISSING PERSONS** (HARPER ANGEL D) Amend KRS 39F.010, relating to rescue squads, to define "developmental disability" and "impaired person"; amend KRS 39F.020, relating to rescue squad searches for lost persons, to include all impaired persons, not only adults, and provide for media notification about the lost person; ,amend KRS 39F.180, relating to reporting of lost or missing persons to the Division of Emergency Management, to require a search for a missing person who is known or reported to have a developmental disability to be reported to the Division of Emergency Management and the Department of Kentucky State Police immediately.
Current Status: 1/12/2012 - Referred to Committee Senate Veterans, Military Affairs, & Public Protection
- SB96** **PHYSICIAN ASSISTANTS** (BUFORD T) Create a new section of KRS 311.840 to 311.862 to permit physician assistants to prescribe, dispense, and administer drugs and medical devices as delegated by the supervising physician and to prescribe all legend drugs and Schedules II to V controlled substances; amend KRS 311.840 to make a technical change to define "legend drug"; amend KRS 311.856 to delete the provisions requiring a supervising physician to prohibit a physician assistant from prescribing and dispensing controlled substances and to sign records of service; amend KRS 311.858 to make a technical change to delete the provision that physician assistants may prescribe and administer nonscheduled legend drugs by delegation of the supervising physician; amend KRS 311.860 to change the term "nonseparate location" to "physician's primary location" and to delete the requirement for on-site supervision of new physician assistant graduates.

Current Status: 1/12/2012 - Referred to Committee Senate Judiciary

SB104 PROTECTION OF ADULTS (HARPER ANGEL D) Create a new section of KRS Chapter 209 to define the terms "adult" and "adult institutional and long-term care service provider"; require the Cabinet for Health and Family Services to implement a registry of each individual against whom an allegation of abuse, neglect, or exploitation of an adult has been substantiated; require that the registry be available to the public, but permit the CHFS to charge a fee to access the registry if there are insufficient funds to maintain it; require the cabinet to promulgate regulations; require adult institutional and community-based long-term care service providers to not employ an individual whose name appears on the registry; clarify that all administrative hearings shall be conducted in accordance with Chapter 13B; clarify that an individual's name shall not be placed on the registry until all administrative appeals and judicial proceedings have been completed; amend KRS 205.5606 to require that each person who provides services under that section shall not employ an individual whose name appears on the registry; amend KRS 210.795 to state that an individual whose name appears on the registry is ineligible to be a provider under that statute; prohibit providers from employing individuals whose name appear on the registry; amend KRS 209.140 to state that the names of persons against whom an allegation of abuse, neglect, or exploitation has been substantiated shall be available to potential employers and the public.

Current Status: 1/19/2012 - Referred to Committee Senate Judiciary

SB106 AMENDMENT (SEUM D) Propose to amend Section 36 of the Constitution of Kentucky to limit odd-year sessions to revenue and appropriations bills, other subjects that may be proposed by the Governor through the filing of a proclamation, and two subjects proposed for consideration by the Senate President and the House Speaker and agreed to by both of them, drafted into bills and filed in the appropriate house; permit statutory committees to meet during odd-year sessions; restrict action upon revenue and appropriation bills in even-year sessions to three-fifths vote; establish effective date of amendment as January 1, 2014, if ratified by the voters; provide schedule for implementation; submit to voters.

Current Status: 1/24/2012 - Referred to Committee Senate State and Local Government

SB115 PERSONAL CARE HOMES (HIGDON J) Create a new section of KRS 216.750 to 216.780 to require an individual to be examined and assessed by a qualified mental health professional prior to admission to a personal-care home; require the pre-admission assessment to be reimbursed by the Cabinet for Health and Family Services; enact provisions in memory of Joseph Lawrence "Larry" Lee, Jr.

Current Status: 1/26/2012 - Referred to Committee Senate Health and Welfare

SB121 INSURANCE CONSUMER PROTECTIONS (BUFORD T) Create a new section of Subtitle 13 of KRS Chapter 304 to allow exceptions to an insurer's use of credit information with regard to rates, rating classifications, tier placement and underwriting guidelines for specific life events; amend KRS 304.16-030 and 304.16-090 to allow insureds to contribute to the cost of their group life insurance; amend KRS 304.16-085 to amend the definition of dependent, as it relates to group life insurance, to allow dependent coverage for certain disabled dependents beyond age 18; create a new section of Subtitle 16 of KRS Chapter 304 to allow for discretionary groups; create new sections of Subtitles 17 and 18 of KRS Chapter 304 to define "actual charges" as it relates to claims payments under health benefit plans; create a new section of Subtitle 20 of KRS Chapter 304 to prohibit an insurer from canceling, nonrenewing, or increasing the premium based on an inquiry which does not reasonably apprise the insurer of a claim; amend KRS 304.20-040 to repeal subsection

(1)(a)2.b. relating to a policy governing more than four automobiles; amend subsection (3) to require 14 days' notice for cancellation of a personal automobile policy that has been in effect for less than 60 days; amend subsection (4) to address cancellations or nonrenewals of property and casualty coverage based solely on a specific life event that influences a person's credit information; amend subsection (11) to require insurers to respond to a request for information from the Department of Insurance regarding the nonrenewal of a personal automobile policy within seven days; amend KRS 304.020-042 to cancellations or nonrenewal of property and casualty coverage based on a specific life event that influenced a person's credit information.

Current Status: 1/26/2012 - Introduced