

2014 General Assembly

Top Bills of Interest

Through February 21

This table shows selected bills filed in the 2014 General Assembly. It includes measures that would affect low-income people and communities and some that simply figure prominently in this year's legislative debates. It is organized by topics, as follows:

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How to use: To jump to a topic, click on the links above. To see the Legislative Research Commission summary of a bill and check its status, click the bill number. To see the text of the bill and amendments, click the links in the summary. For a complete list of bills, view the legislature's own website: www.lrc.ky.gov.

This chart was compiled by Kentucky Equal Justice Center. For more information, or to share comments on a bill, contact Rich Seckel at richseckel@kyequaljustice.org.

Topic	Bill #	Sponsor	Summary
Access	HB 71	Nelson	Establish \$50 fee added to costs of a county attorney traffic safety program; earmark funds to support public defender contracting to handle excess caseload
Access	HB 264	Yonts	Public advocacy "housekeeping:" allow DPA access to court file without formal court order, using a release signed by minor or guardian; more
Budget	HB 67	L. Clark	Constitutional Amendment: allow the General Assembly to permit casino gaming by general laws
Budget	HB 235	Rand	The Executive Branch Budget
Civil Rights	HB 70	Crenshaw	Constitutional amendment: allow persons convicted of a felony to vote after expiration of sentence; exceptions for intentional killing, sex crimes; details
Civil Rights	HB 171	Marzian	Prohibit discrimination on basis of sexual orientation and gender identity in certain housing, real estate, financial transactions and insurance sales; more
Civil Rights	SB 140	McGarvey	Prohibit discrimination on basis of sexual orientation

			and gender identity in certain housing, real estate, credit, insurance, other financial transactions; more
Consumer	HB 19	Yonts	Limits on property tax collection after 11 year statute of limitation: extinguish personal debt, prohibit tax return offset and nullify certificates of delinquency
Consumer	HB 110	Graham	Towing and storage liens on motor vehicles: allow sale of vehicle's contents to satisfy lien; allow for return of personal contents upon request by owner
Consumer	HB 122	Henderson	Prohibit Department of Revenue from collecting debts for public colleges and universities and quasi-governmental entities
Consumer	HB 133	Gooch	Establish licensing for recreational vehicle dealers; include recreational vehicles in installment sales contracts and motor homes in odometer provisions
Consumer	HB 176	Smart	When publishing list of delinquent city taxes, prorate publication costs among delinquent taxpayers, in lieu of \$5 fee per delinquent taxpayer; more
Consumer	HB 206	Greer	Clarify that loan modification resulting in lower interest rate is secured by the original mortgage
Consumer	HB 272	Rand	Financial matters "grab bag:" conform to finalized litigation on return of a motor vehicle to a dealer within 60 days; more re appraisers, other matters
Consumer	HB 303	Meredith	Authorize insurance producers to receive payment for arranging insurance premium financing; require disclosures; details
Consumer	HB 316	Damron	Allow consumer loan company to exclude credit insurance from finance charge if insurer waives subrogation rights against borrower; disclosures
Consumer	HB 335	Stumbo	Establish a False Claims Act for civil liability for fraud against state; allow AG or private citizens to sue; provide protections for whistleblowers
Consumer	HB 369	Yonts	Reduce statute of limitations for actions on written contracts from current 15 years to 10 years
Consumer	HB 403	Jenkins	Allow land banks to issue bonds, redevelop properties for commercial use, retain proceeds of sale and 50% of ad valorem taxes for 5 years
Consumer	HB 414	Damron	Allow conversion of \$10K+ life insurance policies to life settlement contracts for long-term care costs; exclude proceeds as asset for Medicaid
Consumer	SB 36	Buford	Right of redemption in foreclosure sales: reduce from one year to six months if the sale does not bring two-thirds of appraised value
Consumer	SB 86	Gregory	Allow Asset Resolution Corporation (student loan debt collector for U.S. Dept. of Education and others)

			to adopt bylaws and rules for its business
Consumer	SB 114	Carpenter	Consumer loans: change the dollar-amount classifications which are used to determine maximum charges; 3% up to \$2500; 2% over \$2500
Consumer	SB 132	Carroll	Establish 6 year SOL for credit card default; allow assignee to charge interest after charge-off; increase exemptions (personal to \$5K, homestead to \$15K)
Corrections	HB 64	Owens	Expungement: expand scope of motion to include felonies referred to a grand jury where no indictment ensues; allow for Class D felonies; more
Corrections	HB 224	Sinnette	Sex offender registration: modify definition of "sex crime"; add specified offenses to lifetime sex offender registration requirement
Corrections	HB 239	Jenkins	Establish a procedure for handling a complaint against a jail officer
Corrections	HB 330	Floyd	Abolish the death penalty and replace it with life imprisonment without parole for inmates presently sentenced to death; details
Corrections	SB 77	Neal	Abolish the death penalty and replace it with life imprisonment without parole for inmates presently sentenced to death; details
Corrections	SB 107	Higdon	Allow a felony record to be expunged under specified circumstances; related provisions
Corrections	SB 110	Denton	Expungement: allow for multiple unrelated misdemeanors or violations; allow for felony charges on which no indictment has issued after 24 months
Corrections	SB 145	Jones	Allow Class D felony record to be expunged under specified circumstances; require a confidential index of expungement orders; allow possession of firearms
Criminal	HB 172	Marzian	Collect DNA samples from all persons charged with a felony offense; provide for expungement of samples in specified circumstances; more
Criminal	HB 271	Meeks	DNA samples: provide for collection of DNA samples at arrest or initial appearance from all persons charged with a felony offense; details
Econ Dev	SB 69	B. Smith	Increase Endow Kentucky tax credits that may be awarded each year from \$500K to \$2,000,000 beginning 2014-2015
Education	HB 2	Stumbo	Establish KY Coal County College Completion Program to include College Completion Scholarship and College Completion Student Services Grant
Education	HB 83	Bratcher	Allow peace officer to detain a truant child and release the child to the child's school

Education	HB 427	Nelson	Provide that a student shall not be denied meal offerings made available to other students if unable to pay for a meal; allow for collection from parents
Employment	HB 1	Stumbo	Raise minimum wage to \$10.10 over three years; define “equivalent jobs” according to federal Equal Pay Act; prohibit wage discrimination
Employment	HB 148	Marzian	Define “equivalent jobs” according to federal Equal Pay Act; prohibit wage discrimination on the basis of sex, race, or national origin
Employment	HB 191	Coursey	Raise minimum wage for tipped employees to \$3 per hour; then increase by \$0.95 or enough to bring to 70% of hourly minimum for non tipped employees
Employment	HB 242	Jenkins	Prohibit employers from discharging or retaliating against employee crime victim who gives notice and takes leave to attend criminal proceedings; details
Employment	HB 265	Nelson	Establish nonrefundable tax credit for employees working in high unemployment counties; set income threshold; more
Employment	HB 384	Tilley	Narrow types of crimes that prevent employment and licensure of persons convicted of crime; require consideration of passage of time since offense; more
Employment	HB 419	Hoover	Exclude all educational buildings and facilities from the requirements of the prevailing wage law
Employment	SB 49	Denton	Exclude employees who work in a home care situation for the infirm from overtime wage requirements
Employment	SB 56	Neal	Narrow types of crimes that prevent employment and licensure of persons convicted of crime; require consideration of passage of time since the offense
Employment	SB 63	McDaniel	Require Division of Workers’ Compensation Funds to attempt to settle special fund claims; end funding to Labor Cabinet from special fund assessments
Employment	SB 81	Schickel	Misclassification: stipulate that prime contractor is not responsible for subcontractor’s misclassification of independent contractors as employees; more
Employment	SB 105	Buford	Delete newspaper carriers from being considered employees of independent news agencies for workers’ compensation purposes
Employment	SB 147	Neal	Narrow types of crimes that prevent employment and licensure of persons convicted of crime; require consideration of passage of time since the offense
Environment	HB 288	Wayne	“Stream saver bill.” require coal mine permittees to dispose overburden specified areas; prohibit disposal in streams; more
Environment	SB 67	Leeper	Nuclear power: require that nuclear power facilities

			have a plan for the storage of nuclear waste rather than a means for permanent disposal; details
Family	HB 8	Tilley	Include dating partners among the class of persons allowed to obtain domestic violence protective orders; details
Family	HB 44	King	Require CHFS, for children in its custody, to notify school of persons authorized to contact or remove the child
Family	HB 78	Kerr	Kentucky Uniform Trust Code: provide for creation, administration, modification, termination, and validity of trusts: details
Family	HB 114	Osborne	Create presumptions of joint custody and equal visitation time in temporary custody orders; have prior custody agreements become the court's orders
Family	HB 165	Jenkins	Competency hearings: eliminate jury trial if parties agree, there is no objection from interested parties, and judge finds no cause to require a jury
Family	HB 269	Denham	Strangulation: include as offense considered by a court re whether a person has committed a substantial violation of a domestic violence order
Family	HB 338	Kerr	Allow Circuit Court to grant grandparent visitation rights if it determines them to be in best interest of a child; preponderance of the evidence standard
Family	HB 351	G. Watkins	Allow person protected by EPO or DVO to carry, if authorized by issuing court, a concealed deadly weapon for a period of up to 90 days; details
Family	HB 412	Adams	Harassing communications: expand acts which create a violation to include electronic communication; details; penalties
Family	HB 418	Bell	Allow siblings to petition for reasonable visitation rights; use best interest of child standard
Family	SB 106	Carpenter	Allow person protected by EPO or DVO to carry, if authorized by the issuing court, a concealed deadly weapon for a period of up to 90 days
Family	SB 108	Gregory	Provide that person convicted of a felony in which a child was born as a result shall lose parental rights; exception at the request of the mother; more
Health	HB 73	Richards	Require managed care plans to file copies of terms and conditions required of provider to participate in their network; details
Health	HB 98	Damron	Permit student self-treatment of diabetes in school; prohibit schools from preventing students from attending due to diabetes or seizure disorder
Health	HB 157	Wuchner	Require training on recognition and prevention of pediatric head trauma for health providers as part of

			continuing education
Health	HB 173	Westrom	Statewide smoke free: prohibit smoking in public places and places of employment; details
Health	HB 256	Palumbo	Require CHFS to create adult abuse registry; prohibit LTC provider from employing individual or volunteer whose name appears on registry; details
Health	HB 277	J. Lee	Require CHFS to establish a National and State Background Check Program for prospective employees of LTC facilities and providers; details
Health	HB 286	Greer	Create technical advisory committee on pharmacy to Advisory Council for Medical Assistance, with 5 members appointed by KY Pharmacists Association
Health	HB 302	Moore	Prohibit General Assembly from requiring any individual to participate in any health care system or plan, or imposing a penalty or fine; more
Health	HB 311	D. Watkins	Require immunization against human papillomavirus for children entering 6 th grade; permit parents to withhold consent
Health	HB 361	Stumbo	Establish Medicaid MCO enrollee's right to state fair hearing in appeals of MCO actions; require an MCO to state reason for action with specificity; more
Health	HB 362	Stone	Prohibit health benefit plans from limiting out-of-network providers and covered services to those performed within the Commonwealth
Health	HB 395	Wuchner	Permit patients with chronic illnesses, in consultation with their medical providers, to elect a day of the month to purchase all of their medications
Health	SB 1	Bowen	Constitutional amendment: permit General Assembly by general law to prohibit adoption of administrative regulations it has found to be deficient
Health	SB 5	Stine	Heroin and controlled substances response: specify treatment options under Medicaid; increase availability of Naloxone; more
Health	SB 7	Hornback	APRN RX authority: create advisory committee of APRNs and physicians; allow APRNs to prescribe without CAPA-NS supervision after 4 years; details
Health	SB 30	Denton	Allow student self treatment of diabetes in school; require schools to have 2 staff trained in diabetes responses; more
Health	SB 50	Denton	Create process for District Courts to order outpatient mental health treatment; authorize 72-hour emergency admission for failure to comply; details
Health	SB 52	Denton	Pilot program: permit health providers to charge a \$25 missed appointment fee for Medicaid patients; test in Jefferson and Lawrence Counties

Health	SB 73	Buford	Establish requirements for pharmacy benefit managers to expedite the process of preauthorization of a non-formulary drug product
Health	SB 88	Seum	Remove board of health ability to adopt regulations by transferring authority local legislative body; details
Health	SB 103	Denton	Diabetes: permit caregiver to administer or assist with self-administration of medication; require training and written authorization of health provider
Health	SB 117	Denton	Statewide smoke free: prohibit smoking in public places and places of employment; details
Health	SB 119	Denton	Medical review panels: establish system for use in civil litigation relating to health care providers
Health	SCR 102	McGarvey	Direct LRC staff to study family care-giving and long-term supports and services in Kentucky
Housing	HB 31	Tilley	Eminent domain: condition exercise of condemnation authority upon approval of PSC after review of delineated statutory criteria
Housing	HB 65	Jenkins	Create rebuttable presumption that property transfers made by exploited adults without consideration were made under undue influence; cause of action to void
Housing	HB 166	Jenkins	Allow victim of assault, domestic violence or stalking to terminate lease upon 30 days' written notice to the landlord
Housing	HB 175	Smart	Allow Kentucky Housing Corporation to act for lenders and holders to service mortgage loans; delete exemption from DOI laws, regulations
Housing	HB 294	Westrom	Increase the initial application fee and the annual renewal fee for real estate appraisers; set maximum allowable attorney fee of \$10,000 in restitution cases
Housing	HB 402	Riner	Authorize issuance of ID card or operator's license to a discharged federal prisoner in the same manner as for a discharged state prisoner; details
Housing	SB 14	Higdon	Allow eminent domain to be used only in cases where the condemnor is a utility regulated by the Public Service Commission
Housing	SB 101	McDaniel	Allow local governments to post required ads online in lieu of newspaper publication, if one-time advertisement is published in actual newspaper
Immigration	HB 79	Richards	Permit school districts to enroll refugees and legal aliens over age 21 in approved high school programs until they graduate or reach age 23
Public Assistance	SB 46	Westerfield	Limit purchases with public assistance benefits;

			permit protective payee for violators; prohibit retail establishments from accepting certain payments
Taxes	HB 220	Wayne	Progressive tax reform: enact refundable EIC; raise cigarette tax; reduce low income tax rates; allow homestead exemption for manufactured homes; more
Taxes	HB 345	Damron	Reduce interest on unpaid taxes and tax overpayments from prime plus 2% to prime, retroactive to all outstanding payments due
Transportation	HB 199	Hall	Booster seats: require for children less than nine years old between 40 and 57 inches in height
Utilities	HB 291	Denham	Require unregulated utility, before siting a generation facility, to hold public meeting in county where it will be located (upon request by a local government)
Utilities	SB 99	Hornback	“ATT bill:” end PSC authority over phone exchanges with 15K+ housing units; reduce obligation to provide basic local exchange (wireline); more