

## 2014 General Assembly

### Top Bills of Interest

#### *Through Filing Deadlines*

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](http://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](mailto:richseckel@kyequaljustice.org).

Topic	Bill #	Sponsor	Summary
Access	<a href="#">HB 71</a>	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	<a href="#">HB 264</a>	Yonts	Public advocacy “housekeeping:” allow DPA access to court file without formal court order, using a release signed by minor or guardian; more
Access	<a href="#">SB 189</a>	Westerfield	Establish standards for contingency fee personal service contracts for legal services; require AG to make written findings of need; more
Access	<a href="#">SB 223</a>	Webb	Direct that funds recovered through judgment or settlement legal action filed by the Attorney General go into the General Fund; more
Budget	<a href="#">HB 67</a>	L. Clark	Constitutional Amendment: allow the General Assembly to permit casino gaming by general laws
Budget	<a href="#">HB 235</a>	Rand	The Executive Branch Budget

Civil Rights	<a href="#">HB 70</a>	Crenshaw	Constitutional amendment: allow persons convicted of a felony to vote after expiration of sentence; exceptions for intentional killing, sex crimes; details
Civil Rights	<a href="#">HB 171</a>	Marzian	Prohibit discrimination on basis of sexual orientation and gender identity in certain housing, real estate, financial transactions and insurance sales; more
Civil Rights	<a href="#">SB 140</a>	McGarvey	Prohibit discrimination on basis of sexual orientation and gender identity in certain housing, real estate, credit, insurance, other financial transactions; more
Consumer	<a href="#">HB 19</a>	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	<a href="#">HB 110</a>	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	<a href="#">HB 122</a>	Henderson	Prohibit Department of Revenue from collecting debts for public colleges and universities and quasi-governmental entities
Consumer	<a href="#">HB 133</a>	Gooch	Establish licensing for recreational vehicle dealers; include recreational vehicles in installment sales contracts and motor homes in odometer provisions
Consumer	<a href="#">HB 176</a>	Smart	When publishing list of delinquent city taxes, prorate publication costs among delinquent taxpayers, in lieu of \$5 fee per delinquent taxpayer; more
Consumer	<a href="#">HB 206</a>	Greer	Clarify that loan modification resulting in lower interest rate is secured by the original mortgage
Consumer	<a href="#">HB 272</a>	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	<a href="#">HB 303</a>	Meredith	Authorize insurance producers to receive payment for arranging insurance premium financing; require disclosures; details
Consumer	<a href="#">HB 316</a>	Damron	Allow consumer loan company to exclude credit insurance from finance charge if insurer waives subrogation rights against borrower; disclosures
Consumer	<a href="#">HB 335</a>	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	<a href="#">HB 369</a>	Yonts	Reduce statute of limitations for actions on written contracts from current 15 years to 10 years
Consumer	<a href="#">HB 403</a>	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	<a href="#">HB 414</a>	Damron	Allow conversion of \$10K+ life insurance policies to

			life settlement contracts for long-term care costs; exclude proceeds as asset for Medicaid
Consumer	<a href="#">HB 490</a>	Jenkins	Reduce right of redemption in foreclosure from 1 year to 6 months; require redeemer to pay purchaser sale price, plus 10% and costs of maintenance & repair
Consumer	<a href="#">SB 36</a>	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	<a href="#">SB 86</a>	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	<a href="#">SB 114</a>	Carpenter	Consumer loans: change the dollar-amount classifications which are used to determine maximum charges; 3% up to \$2500; 2% over \$2500
Consumer	<a href="#">SB 132</a>	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)
Consumer	<a href="#">SB 214</a>	Girdler	Change judgment interest rate to lesser of 12% or 1% above prime; eliminate interest on punitive damages and future or noneconomic damages before judgment
Corrections	<a href="#">HB 64</a>	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	<a href="#">HB 224</a>	Sinnette	Sex offender registration: modify definition of "sex crime"; add specified offenses to lifetime sex offender registration requirement
Corrections	<a href="#">HB 239</a>	Jenkins	Establish a procedure for handling a complaint against a jail officer
Corrections	<a href="#">HB 330</a>	Floyd	Abolish the death penalty and replace it with life imprisonment without parole for inmates presently sentenced to death; details
Corrections	<a href="#">SB 77</a>	Neal	Abolish the death penalty and replace it with life imprisonment without parole for inmates presently sentenced to death; details
Corrections	<a href="#">SB 107</a>	Higdon	Allow a felony record to be expunged under specified circumstances; related provisions
Corrections	<a href="#">SB 110</a>	Denton	Expungement: allow for multiple unrelated misdemeanors or violations; allow for felony charges on which no indictment has issued after 24 months
Corrections	<a href="#">SB 145</a>	Jones	Allow Class D felony record to be expunged under specified circumstances; require a confidential index of expungement orders; allow possession of firearms
Criminal	<a href="#">HB 172</a>	Marzian	Collect DNA samples from all persons charged with a felony offense; provide for expungement of

			samples in specified circumstances; more
Criminal	<a href="#">HB 271</a>	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	<a href="#">SB 69</a>	B. Smith	Increase Endow Kentucky tax credits that may be awarded each year from \$500K to \$2,000,000 beginning 2014-2015
Econ Dev	<a href="#">SB 178</a>	Gregory	Enact Kentucky Nonprofit Corporation Act and Kentucky Unincorporated Nonprofit Association Act; allow transition to “public benefit corporation”
Education	<a href="#">HB 2</a>	Stumbo	Establish KY Coal County College Completion Program to include College Completion Scholarship and College Completion Student Services Grant
Education	<a href="#">HB 83</a>	Bratcher	Allow peace officer to detain a truant child and release the child to the child's school
Education	<a href="#">HB 427</a>	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
Education	<a href="#">HB 473</a>	Denham	Require school districts to have plans and procedures to deal with student who is harassing, intimidating, cyberbullying, or bullying another student; more
Employment	<a href="#">HB 1</a>	Stumbo	Raise minimum wage to \$10.10 over three years; define “equivalent jobs” according to federal Equal Pay Act; prohibit wage discrimination
Employment	<a href="#">HB 148</a>	Marzian	Define “equivalent jobs” according to federal Equal Pay Act; prohibit wage discrimination on the basis of sex, race, or national origin
Employment	<a href="#">HB 191</a>	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	<a href="#">HB 242</a>	Jenkins	Prohibit employers from discharging or retaliating against employee crime victim who gives notice and takes leave to attend criminal proceedings; details
Employment	<a href="#">HB 265</a>	Nelson	Establish nonrefundable tax credit for employees working in high unemployment counties; set income threshold; more
Employment	<a href="#">HB 384</a>	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	<a href="#">HB 419</a>	Hoover	Exclude all educational buildings and facilities from the requirements of the prevailing wage law
Employment	<a href="#">HB 496</a>	Hoover	“Right to Work.” prohibit mandatory membership in or financial support of a labor organization as a condition of employment

Employment	<a href="#">HB 507</a>	Sinnette	Allow attorneys' fees in worker's comp medical fee disputes; require benefits to be paid until age 70 or 5 years after the injury; amend reopening statutes; more
Employment	<a href="#">SB 49</a>	Denton	Exclude employees who work in a home care situation for the infirm from overtime wage requirements
Employment	<a href="#">SB 56</a>	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	<a href="#">SB 63</a>	McDaniel	Require Division of Workers' Compensation Funds to attempt to settle special fund claims; end funding to Labor Cabinet from special fund assessments
Employment	<a href="#">SB 81</a>	Schickel	Misclassification: stipulate that prime contractor is not responsible for subcontractor's misclassification of independent contractors as employees; more
Employment	<a href="#">SB 105</a>	Buford	Delete newspaper carriers from being considered employees of independent news agencies for workers' compensation purposes
Employment	<a href="#">SB 147</a>	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	<a href="#">SB 184</a>	Westerfield	Allow expungement of non-violent offenses by victim of human trafficking; create affirmative defense for human trafficking victims
Environment	<a href="#">HB 288</a>	Wayne	"Stream saver bill." require coal mine permittees to dispose overburden specified areas; prohibit disposal in streams; more
Environment	<a href="#">SB 67</a>	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	<a href="#">HB 8</a>	Tilley	Include dating partners among the class of persons allowed to obtain domestic violence protective orders; details
Family	<a href="#">HB 44</a>	King	Require CHFS, for children in its custody, to notify school of persons authorized to contact or remove the child
Family	<a href="#">HB 78</a>	Kerr	Kentucky Uniform Trust Code: provide for creation, administration, modification, termination, and validity of trusts: details
Family	<a href="#">HB 114</a>	Osborne	Create presumptions of joint custody and equal visitation time in temporary custody orders; have prior custody agreements become the court's orders
Family	<a href="#">HB 165</a>	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	<a href="#">HB 269</a>	Denham	Strangulation: include as offense considered by a

			court re whether a person has committed a substantial violation of a domestic violence order
Family	<a href="#">HB 338</a>	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	<a href="#">HB 351</a>	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	<a href="#">HB 412</a>	Adams	Harassing communications: expand acts which create a violation to include electronic communication; details; penalties
Family	<a href="#">HB 418</a>	Bell	Allow siblings to petition for reasonable visitation rights; use best interest of child standard
Family	<a href="#">HB 471</a>	Denham	Include electronic communication as a form of harassing communication
Family	<a href="#">HB 476</a>	Koenig	Include stalking and conduct which seriously alarms another person as grounds for issuance of a domestic violence protective order; more
Family	<a href="#">HB 501</a>	Kerr	Include stalking in the definition of domestic violence and abuse, allowing protective orders to be issued
Family	<a href="#">HB 537</a>	Bell	Make flagrant non-support a gross misdemeanor; provide that gross misdemeanants are state prisoners; more
Family	<a href="#">HB 566</a>	Adams	Establish that notice be sent to parties that a citizen foster care review board review is occurring
Family	<a href="#">SB 106</a>	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	<a href="#">SB 108</a>	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
Family	<a href="#">SB 176</a>	Harper Angel	Establish an affidavit for caregivers to authorize health care treatment and school-related decisions for children in their care; more
Family	<a href="#">SB 190</a>	Westerfield	Establish conditions for adjusting child support award under guidelines table on the basis of a shared parenting order for physical custody
Family	<a href="#">SB 233</a>	McGarvey	Strangulation: include as offense considered by a court re whether a person has committed a substantial violation of a domestic violence order
Family	<a href="#">SB 234</a>	Palmer	Provide for a permanent restraining order for victims of sex offenses; enter automatically upon a

			conviction or plea of guilty for a violation; details
Health	<a href="#">HB 73</a>	Richards	Require managed care plans to file copies of terms and conditions required of provider to participate in their network; details
Health	<a href="#">HB 98</a>	Damron	Permit student self-treatment of diabetes in school; prohibit schools from preventing students from attending due to diabetes or seizure disorder
Health	<a href="#">HB 157</a>	Wuchner	Require training on recognition and prevention of pediatric head trauma for health providers as part of continuing education
Health	<a href="#">HB 173</a>	Westrom	Statewide smoke free: prohibit smoking in public places and places of employment; details
Health	<a href="#">HB 256</a>	Palumbo	Require CHFS to create adult abuse registry; prohibit LTC provider from employing individual or volunteer whose name appears on registry; details
Health	<a href="#">HB 277</a>	J. Lee	Require CHFS to establish a National and State Background Check Program for prospective employees of LTC facilities and providers; details
Health	<a href="#">HB 286</a>	Greer	Create technical advisory committee on pharmacy to Advisory Council for Medical Assistance, with 5 members appointed by KY Pharmacists Association
Health	<a href="#">HB 302</a>	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	<a href="#">HB 311</a>	D. Watkins	Require immunization against human papillomavirus for children entering 6 <sup>th</sup> grade; permit parents to withhold consent
Health	<a href="#">HB 361</a>	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	<a href="#">HB 362</a>	Stone	Prohibit health benefit plans from limiting out-of-network providers and covered services to those performed within the Commonwealth
Health	<a href="#">HB 395</a>	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	<a href="#">HB 499</a>	Richards	Require insurers offering Medicare supplement policies to offer them to individuals under 65 who are eligible for and enrolled in Medicare
Health	<a href="#">HB 505</a>	Burch	Reorganization: establish the Office of the Kentucky Health Benefit Exchange
Health	<a href="#">HB 549</a>	Graham	Require staff-to-resident ratios in long-term care facilities; set minimum requirements; prohibit admission of new residents if facility fails to comply

Health	<a href="#">SB 1</a>	Bowen	Constitutional amendment: permit General Assembly by general law to prohibit adoption of administrative regulations it has found to be deficient
Health	<a href="#">SB 5</a>	Stine	Heroin and controlled substances response: specify treatment options under Medicaid; increase availability of Naloxone; more
Health	<a href="#">SB 7</a>	Hornback	APRN RX authority: create advisory committee of APRNs and physicians; allow APRNs to prescribe without CAPA-NS supervision after 4 years; details
Health	<a href="#">SB 30</a>	Denton	Allow student self treatment of diabetes in school; require schools to have 2 staff trained in diabetes responses; more
Health	<a href="#">SB 50</a>	Denton	Create process for District Courts to order outpatient mental health treatment; authorize 72-hour emergency admission for failure to comply; details
Health	<a href="#">SB 52</a>	Denton	Pilot program: permit health providers to charge a \$25 missed appointment fee for Medicaid patients; test in Jefferson and Lawrence Counties
Health	<a href="#">SB 73</a>	Buford	Establish requirements for pharmacy benefit managers to expedite the process of preauthorization of a non-formulary drug product
Health	<a href="#">SB 88</a>	Seum	Remove board of health ability to adopt regulations by transferring authority local legislative body; details
Health	<a href="#">SB 103</a>	Denton	Diabetes: permit caregiver to administer or assist with self-administration of medication; require training and written authorization of health provider
Health	<a href="#">SB 117</a>	Denton	Statewide smoke free: prohibit smoking in public places and places of employment; details
Health	<a href="#">SB 119</a>	Denton	Medical review panels: establish system for use in civil litigation relating to health care providers
Health	<a href="#">SB 162</a>	Westerfield	Prevent filing of TPR if pregnant woman who used a controlled substance during pregnancy complies with substance abuse treatment and prenatal care; more
Health	<a href="#">SB 166</a>	Leeper	Establish enrollee's right to a state fair hearing to appeal an MCO's action relating to care received or proposed to be given to an enrollee; details
Health	<a href="#">SB 191</a>	Denton	Require that one Medicaid managed care organization shall provide medical care to foster children; details
Health	<a href="#">SCR 102</a>	McGarvey	Direct LRC staff to study family care-giving and long-term supports and services in Kentucky
Housing	<a href="#">HB 31</a>	Tilley	Eminent domain: condition exercise of

			condemnation authority upon approval of PSC after review of delineated statutory criteria
Housing	<a href="#">HB 65</a>	Jenkins	Create rebuttable presumption that property transfers made by exploited adults without consideration were made under undue influence; cause of action to void
Housing	<a href="#">HB 166</a>	Jenkins	Allow victim of assault, domestic violence or stalking to terminate lease upon 30 days' written notice to the landlord
Housing	<a href="#">HB 175</a>	Smart	Allow Kentucky Housing Corporation to act for lenders and holders to service mortgage loans; delete exemption from DOI laws, regulations
Housing	<a href="#">HB 294</a>	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	<a href="#">HB 402</a>	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	<a href="#">HB 541</a>	Jenkins	Protect tax delinquencies from sale for properties in identified redevelopment areas; streamline eminent domain process for blighted properties
Housing	<a href="#">HB 561</a>	Horlander	Clarify that all forms of local governments may certify properties as blighted/deteriorated and may take properties through eminent domain
Housing	<a href="#">SB 14</a>	Higdon	Allow eminent domain to be used only in cases where the condemnor is a utility regulated by the Public Service Commission
Housing	<a href="#">SB 101</a>	McDaniel	Allow local governments to post required ads online in lieu of newspaper publication, if one-time advertisement is published in actual newspaper
Immigration	<a href="#">HB 79</a>	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
Immigration	<a href="#">HB 530</a>	Sinnette	Certificates for driving: require Transportation Cabinet to issue for non-citizen adults who have resided in KY for 3 years or more; \$100 fee; details
Juvenile	<a href="#">SB 157</a>	Givens	Request Supreme Court to establish pilot project to permit participating courts to make specified juvenile proceedings presumptively open to the public
Juvenile	<a href="#">SB 200</a>	Westerfield	Require risk and needs assessment for consideration at disposition hearing
Public Assistance	<a href="#">HB 469</a>	Nelson	Require persons born after January 1, 1995, to have a high school diploma, GED, or equivalent to be eligible for public assistance payments
Public Assistance	<a href="#">HB 554</a>	Shell	Establish a graduated earnings disregard program to incentivize public assistance recipients to seek

			employment
Public Assistance	<a href="#">HB 555</a>	Shell	Require photo IDs on all welfare benefit cards; details
Public Assistance	<a href="#">HB 556</a>	Shell	Implement substance abuse screening program for applicants and recipients of public assistance with history of felony or misdemeanor substance abuse
Public Assistance	<a href="#">HB 563</a>	S. Lee	Limit purchases with public assistance benefits; to the extent allowed by federal law, require persons in violation to reimburse the cabinet; details
Public Assistance	<a href="#">SB 46</a>	Westerfield	Limit purchases with public assistance benefits; permit protective payee for violators; prohibit retail establishments from accepting certain payments
Taxes	<a href="#">HB 220</a>	Wayne	Progressive tax reform: enact refundable EIC; raise cigarette tax; reduce low income tax rates; allow homestead exemption for manufactured homes; more
Taxes	<a href="#">HB 345</a>	Damron	Reduce interest on unpaid taxes and tax overpayments from prime plus 2% to prime, retroactive to all outstanding payments due
Transportation	<a href="#">HB 199</a>	Hall	Booster seats: require for children less than nine years old between 40 and 57 inches in height
Utilities	<a href="#">HB 291</a>	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	<a href="#">HB 485</a>	Hall	Require PSC to establish additional utility service shut-off and reconnection protections for hardship situations; notice requirements; more
Utilities	<a href="#">SB 99</a>	Hornback	“ATT bill:” end PSC authority over phone exchanges with 15K+ housing units; reduce obligation to provide basic local exchange (wireline); more