

2016 General Assembly

New Bills of Interest

February 8 through 12

This table shows selected new bills filed in the 2016 General Assembly during its sixth week. The list 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 363	Yonts	Require all Commonwealth's attorneys to be full-time; require part-time Commonwealth's attorneys to be full-time after expiration of their current term
Civil Rights	HJR 134	Nelson	Commend the Southeastern KY Shawnee for efforts to help their elderly and youth; recognize work to preserve their native language and heritage; details
Civil Rights	SB 176	McGarvey	Prohibit discrimination based on sexual orientation and gender identity in labor and employment practices, places of public accommodation; more
Consumer	HB 352	Greer	Allow perfection of security interest in motor vehicle previously titled in name of the debtor if certificate of title is filed within 30 days instead of 20; more
Consumer	HB 371	Greer	Amend Unclaimed Life Insurance Benefits Act to apply only to policies, annuity contracts, and retained asset accounts issued after January 2013
Consumer	HB 382	Rowland	Allow car seller to have car buyer sign notarized statement that necessary legal documents have been received; make transfer of title effective immediately
Consumer	HB 391	Kerr	Authorize Department of Public Advocacy to collect outstanding debts by requesting Revenue Cabinet to

			withhold individual tax returns
Consumer	HB 408	Harris	Clarify that Unclaimed Life Insurance Benefits Act applies to all insurance and annuities issued before, on or after Act's effective date; details
Consumer	SB 163	Buford	Permit car recycling dealer or metal recycler to purchase motor vehicle 10 years or older without a title if vehicle was not stolen and has no liens
Consumer	SB 167	Wilson	Allow cities to transfer property to eliminate blight, limit advertising for transfers and tax due dates, and require owners to maintain cemeteries
Consumer	SB 168	West	Allow Auditor to conduct special audit of a city or its agencies (city to pay expenses); allow transfer of required city audits to Auditor and LRC by request
Corrections	HB 400	Wayne	Establish External Detainee Fatality Review Panel to review deaths of individuals detained in county or regional jails, DOC, DJJ or contract settings
Corrections	HB 403	Donohue	Authorize use of day reporting programs in criminal sentencing
Corrections	SJR 119	J. Carroll	Direct Department of Corrections to allow sale and usage of electronic cigarettes in adult correctional institutions
Criminal	HB 368	Horlander	Provide Commonwealth a right to trial by jury in prosecutions for operating vehicles while under the influence
Criminal	HB 387	Bell	Provide uniform procedures for witness identification; regulate conduct of lineups; allow suppression of evidence if guidelines violated; more
Criminal	HB 392	Kerr	Allow courts to obtain tax records of individuals requesting a public defender; allow Revenue to withhold income tax returns for debts owed to DPA
Criminal	SB 175	Westerfield	Constitutional Amendment: create a crime victims' bill of rights
Econ Dev	SJR 118	Jones	Form task force to study ATV usage as catalyst for economic development and develop a comprehensive plan for a trail system for off-road ATVs
Education	HB 364	Hale	School restrooms: require students born male to use facilities designated for males and students born female to use facilities designated for females; more
Education	HB 386	Miles	Permit local board of education to allow inspirational message during a school function; require oral notice that participation is voluntary
Education	HB 395	Webber	Freeze tuition and fees for resident students at public post-2ndary institutions at 2015-2016 tuition level for 4 years

Education	HB 399	Nelson	Allow high school student to be selected by peers to serve as nonvoting member of superintendent screening committee
Education	HB 401	York	Allow student who gets undergraduate degree to use any remaining semesters of KEES eligibility toward a graduate degree program
Education	HCR 133	Stone	Urge public post-2ndary institutions to consider in admissions and scholarship decisions hardship of students whose parents have died or had TPR; details
Education	SJR 114	Kerr	Require lunch periods of at least 30 minutes so that public school students in grades K-5 have adequate time, whenever feasible, to enjoy a complete meal
Employment	HB 357	Upchurch	Allow state employees to carry concealed deadly weapons in state vehicles if they are engaged in their official duties and are licensed; more
Employment	HB 362	Nelson	Allow the inclusion of military training in the medical field toward nurse aide training course requirements
Employment	HB 394	Linder	Prohibit sexual offenders from being members of a rescue squad; require sex offender registry checks for all members of rescue squads; details
Employment	SB 172	McDaniel	Allow members of the state retirement systems to opt out of the defined benefit plan and participate in the hybrid cash balance plan; details
Environment	SB 171	Humphries	Include geothermal borehole drilling and geothermal vertical closed loop well installation under regulatory authority of KY Water Well Certification Board
Family	HB 377	Jenkins	Increase marriage license fee by \$20; earmark funds for spouse abuse shelters, rape crisis shelters, and children's advocacy centers
Family	HB 385	Combs	Create presumption of joint custody in temporary custody orders; grant visitation to grandparents if in child's best interest; more
Family	HB 388	Greer	CPS unannounced visits: require where reported child abuse, neglect or human trafficking occurred when an investigation is required; details
Family	HB 389	Kerr	Grant visitation to grandparents if it is in the child's best interest based on listed factors; details
Family	SB 174	Adams	Adopt federal "reasonable and prudent parent" standard; require child care facility to designate on-site official trained to apply standard; more
Government	HB 370	Bell	Constitutional amendment: permit the General Assembly to disapprove administrative regulations of the executive branch between regular sessions
Government	SB 177	J. Carroll	Require Legislative Research Commission to employ

			an ombudsman to receive requests and investigate official acts of state and local government entities
Health	HB 351	Westrom	Prohibit indoor smoking in businesses, places of employment, and other public places; bar discrimination against persons reporting violations
Health	HB 353	Stumbo	Add amino acid-based elemental formula to list of medicines covered by CHFS for treatment of inborn errors of metabolism; require health plan coverage
Health	HB 369	Bell	Add the Arc of KY to KY Commission on Services and Supports for Individuals with an Intellectual Disability and Other Developmental Disabilities
Health	HB 378	Jenkins	Permit court to order a person incapacitated by substance abuse to treatment; provide that treatment may be covered by a third-party payor; details
Health	HB 384	Riner	Provide for voluntary creation of local government emergency services personnel health and fitness-based incentive program
Health	HB 396	Marzian	Require two office visits before prescribing erectile dysfunction drug; require pledge to use prescription only with current spouse
Health	HB 397	Marzian	Repeal reciprocity requirements for KY Board of Pharmacy's licensing of home medical equipment and services providers in bordering states
Health	HB 398	Marzian	Require new and lapsed pharmacy technician applicants to submit to a nationwide criminal background check; details
Health	HR 144	G. Watkins	Encourage WellCare to improve reimbursement for Vyvanse by listing it on the preferred formulary
Health	SB 161	Jones	Encourage physicians, PAs and APRNs who provide well-child care to discuss warning signs of Type I diabetes with parents at birth and specified ages
Health	SB 165	D. Carroll	Allow advance directive that permits surrogates to receive health information and make care decisions only after physician finds lack of decisional capacity
Housing	HB 361	Nelson	Require attorneys in real property transfers to certify on deeds that title examinations have been done; deem failure to do so professional negligence
Housing	HB 372	Owens	Constitutional Amendment: Increase homestead exemption for totally disabled veterans to full assessed value if disability service-connected; more
Housing	HB 375	Floyd	Drones: prohibit adding weapons; create cause of action for property owner for trespass; prohibit law enforcement surveillance without warrant; more
Housing	HB 380	Glenn	Apply Uniform Residential Landlord and Tenant Act statewide; preempt local ordinances

Housing	HB 404	Kerr	Include late fees in amounts to be paid to the circuit clerk in an appeal of an eviction action
Immigration	SB 159	Thomas	Certificate for driving: allow for drivers 18 years or older who have lived in Kentucky for 3 years and who cannot prove citizenship; details
Public Assistance	SB 179	Schroder	Disregard ABLE account balance, contributions and distributions in determining eligibility for a means-tested public assistance program; more
Taxes	HB 374	Thompson	Permit local governments to levy local option sales and use taxes for specific capital projects, if related Constitutional amendment is approved
Taxes	HB 379	Clark	Create nonrefundable tax credit of \$1000 for up to 4 years per apprentice for small businesses who have apprenticeship programs
Taxes	HB 390	Kerr	Inheritance tax: include daughters-in-law and sons-in-law in Class A beneficiaries; reduce tax rate; details
Taxes	HB 405	Kerr	Make specie legal tender (precious metal coins) legal tender in Kentucky; exempt from sales tax; exclude gains or losses from sale from capital gains tax
Taxes	HB 406	Watkins	Create income tax credit for doctors who voluntarily conduct at least 3 core clinical rotations for medical and nurse practitioner students in underserved areas
Taxes	HB 407	Montell	Create refundable tax credit of up to 20% of FMV for restaurants donating apparently wholesome food; limit to 80% of federal charitable deduction
Taxes	SB 166	Carpenter	Allow 3% restaurant tax to be levied by cities and merged governments; earmark 25% of revenue for local tourist and convention commission; details
Transportation	HJR 142	Couch	Conduct feasibility studies on economic impact and costs of widening Hal Rogers Parkway to four lanes from I-75 to Hazard County
Transportation	SB 170	Bowen	Establish process for issuing overdimensional permits for transportation of steel products not more than a 10-mile radius from manufacturing facility; more
Utilities	HB 365	Riggs	Require operators of underground facilities to be members of Kentucky Contact Center; release excavators from liability for damages to nonmembers
Veterans	HB 367	Richards	Exempt veteran-owned businesses from paying filing fees to Secretary of State; modernize statutes regulating nonprofit corporations; more re notaries
Veterans	SB 162	Buford	Allow veteran of any reserve component of U.S. Armed Forces to request a "veteran" designation on an operator's license or ID card

Veterans	SB 178	Harris	Designate March 30 as Welcome Home Vietnam Veterans Day in the Commonwealth
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