

## 2016 General Assembly

### New Bills of Interest

*February 16 through 19*

This table shows selected new bills filed in the 2016 General Assembly during its seventh 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](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="#">SB 202</a>	Schroder	Franklin Circuit Court: modify standards for venue and jurisdiction; give concurrent jurisdiction to other Circuit Courts
Civil Rights	<a href="#">SB 180</a>	Robinson	Prohibit public agency from infringing on or restricting exercise of protected rights by protected activity provider, including right of conscience
Consumer	<a href="#">SB 186</a>	Wise	Allow marina to enforce possessory lien on a boat; establish notification and sale requirements
Corrections	<a href="#">HB 418</a>	Kerr	Provide that the \$100 filing fee for an expungement petition for misdemeanors, violations, or traffic infractions is nonrefundable
Corrections	<a href="#">HB 436</a>	Lee	Require DOC to hold a public hearing before creating probation and parole office in area of urban county government; limit to industrial zones
Corrections	<a href="#">SB 187</a>	Schroder	Categorize any person convicted of attempted murder as a "violent offender" for probation and parole eligibility purposes
Criminal	<a href="#">HB 412</a>	Yonts	Establish gross misdemeanor as new category of offense and set penalty range; make persistent felony offender sentencing discretionary; more

Criminal	<a href="#">HB 428</a>	Stone	Make any person who uses or transfers a dog to fight for pleasure or profit cruelty to animals in the first degree; Class D felony
Criminal	<a href="#">HB 445</a>	Coursey	Prohibit use of drone to collect information about critical infrastructure without prior written consent; Class A or Class B misdemeanor
Criminal	<a href="#">HB 451</a>	Benvenuti	Prohibit shock probation for either manslaughter in the 2nd degree or reckless homicide if related to DUI arising from the same incident
Econ Dev	<a href="#">HB 416</a>	Horlander	Local option elections: allow expansion of alcohol sales in cities or counties where economic hardships exist; more
Econ Dev	<a href="#">HB 447</a>	Westrom	New Markets Development Program Tax Credit: allow credits against liabilities for state bank franchise tax; require reports; more
Education	<a href="#">HB 432</a>	Tipton	Establish High School Equivalency Testing program based on National College and Career Standards for Adult Education; details
Education	<a href="#">SB 192</a>	Carpenter	Require all public high school students to pass a civics test based on 100 USCIS citizenship test questions in order to receive a regular diploma
Education	<a href="#">SB 196</a>	Humphries	Establish Books for Brains Program to promote development of a statewide program to encourage preschool children to appreciate books
Employment	<a href="#">HB 419</a>	Thompson	Law Enforcement Foundation: increase supplemental payments to local governments; reimburse local increase in retirement contributions
Employment	<a href="#">HB 427</a>	Yonts	Create a surcharge on state contracts for personnel hired in lieu of state employee; require surcharge to be paid to the unfunded pension liability trust fund
Employment	<a href="#">HB 448</a>	Yonts	Allow employer ending participation in KRS or CERS to "pick-up" employee contributions in new retirement plan so contributions will be tax-deferred
Employment	<a href="#">SB 189</a>	Schroder	Allow retiring KRS member to designate up to four beneficiaries upon retirement; allow retired member to change beneficiary designations; more
Employment	<a href="#">SB 194</a>	Adams	Require that superintendents conduct a name- based background check of child abuse and neglect records when considering employment decisions
Employment	<a href="#">SB 195</a>	Robinson	Create a presumption of a death in the line of duty and eligibility for a lump sum death benefit for firefighters with certain types of cancer; details
Employment	<a href="#">SB 198</a>	Schroder	Provide that employees of franchisees are not employees of the franchisor under wage and hour, safety, unemployment and civil rights law
Employment	<a href="#">SB 199</a>	D. Carroll	Law Enforcement Foundation: increase

			supplemental payments to local governments; reimburse local increase in retirement contributions
Employment	<a href="#">SB 203</a>	McGarvey	Provide death benefits to beneficiaries of deceased state police officer awaiting a decision re death in line of duty; adjust benefits if found eligible
Environment	<a href="#">HB 431</a>	Adkins	Define gray water (from hygiene activities) and black water; allow conservation credits for gray water systems that reduce waste flow
Environment	<a href="#">SB 188</a>	Carpenter	Require stratigraphic test wells to be permitted as oil and gas wells prior to producing oil or gas; grant 3-year confidentiality period for related drilling records
Family	<a href="#">HB 417</a>	Kerr	Allow expungement of dismissed emergency protective orders
Family	<a href="#">HB 420</a>	Miller	Allow a parent to establish a power of attorney for temporarily delegating parental authority to another person; details
Family	<a href="#">HB 435</a>	Schamore	Exempt administrator of estate from submitting a Social Security number or driver's license when making a claim from unclaimed property
Government	<a href="#">HB 430</a>	Bell	Require candidates for statewide office to file their income tax returns when they file notice and declaration with Secretary of State; retro provision
Government	<a href="#">HB 438</a>	Westrom	Require ADD districts to use specific hiring practices when hiring executive director and to comply with state accountability measures; provide for audits
Health	<a href="#">HB 410</a>	Meeks	Establish Palliative Care and Quality of Life Council and education program; require health facilities to identify patients who could benefit; details
Health	<a href="#">HB 415</a>	Moore	Authorize purchase of health benefit plans across state lines without regard to state-mandated health insurance benefits; allow purchasing pools
Health	<a href="#">HB 437</a>	Meyer	Require permits for human drug outsourcing and 3rd-party logistics providers facilities, third-party logistics providers and medical gas providers
Health	<a href="#">HB 452</a>	Belcher	Require medical examiner to release ID info and postmortem exam results to procurement organization if body is suitable for transplantation
Health	<a href="#">SB 185</a>	Adams	Establish Advisory Council on Autism Spectrum Disorders and create the Office of Autism
Health	<a href="#">SB 193</a>	Alvarado	Add amino acid-based elemental formula to list of medicines covered by CHFS for treatment of inborn errors of metabolism; cover in state employee plan
Housing	<a href="#">HB 411</a>	Simpson	Require local government to advertise application for federal low income housing tax credit; hold public

			hearing if requested by interested party; details
Housing	<a href="#">HB 422</a>	Meredith	Local code enforcement: establish a lien notification system to notify interested individuals of the placement of liens upon properties; more
Housing	<a href="#">HB 425</a>	Combs	Exempt 50% of the gross receipts derived from retail sales of manufactured homes from sales tax
Housing	<a href="#">HB 439</a>	Clark	Require Department of Housing, Buildings and Construction to establish classifications specific to technical needs of the low-voltage industries
Housing	<a href="#">HB 442</a>	Sinnette	Allow attorneys to file affidavits with county clerks as evidence of release of lien on real property; provide lien holders a remedy if false affidavit is filed
Housing	<a href="#">HB 449</a>	Riner	Prohibit cabinet from approving permit for waste-to-energy facility within certain distance of a school, hospital, place of worship, or residential property
Taxes	<a href="#">HB 424</a>	Rand	Tax credits: increase rehabilitation credit cap to \$10M including \$1M owner-occupied residential; more
Taxes	<a href="#">HB 441</a>	Palumbo	Allow urban-county government to levy extra transient room tax of 2.5% for development of conference center
Taxes	<a href="#">SB 197</a>	Jones	Establish a refundable income tax credit for certain volunteer firefighters; details
Transportation	<a href="#">HB 429</a>	Overly	Allow Transportation Cabinet to identify by regulation individuals who must submit to a skills test prior to being issued an operator's license
Transportation	<a href="#">SB 183</a>	Seum	Increase the annual license fee for motor vehicle dealers and manufacturers from \$100 to \$150 (later to \$200)
Utilities	<a href="#">HB 413</a>	G. Watkins	Prohibit marketing, sharing, or selling of wireless phone numbers of subscribers without express written consent; penalties
Utilities	<a href="#">HB 421</a>	Riggs	Require hearing and notice for displacement of waste haulers; require contracts between county and waste hauler to include nondesignated cities that it serves
Utilities	<a href="#">HB 440</a>	Smart	Prohibit changing the substance carried or direction of flow of a pipeline
Utilities	<a href="#">HB 446</a>	Sinnette	Allow cities to deny utility franchisees the ability to recover from ratepayers the franchise fee by adding a fee or surcharge to the bill
Utilities	<a href="#">SB 190</a>	Thomas	Require retail electric suppliers to increase energy-efficiency measures and programs; specify reporting requirements to the Public Service Commission

Utilities	<a href="#">SCR 135</a>	Humphries	Encourage all cable and satellite providers to offer KET programming to their customers
Veterans	<a href="#">HB 414</a>	Benvenuti	Offer hunting and fishing licenses to active duty members of the U.S. Armed Forces at the same cost charged to Kentucky residents