

2017 General Assembly

New Bills of Interest

February 7 through February 10

This table shows selected new bills filed in the 2017 General Assembly after legislators returned from recess. The list is organized by topics, as follows:

Access to Justice	Education	Immigration
Budget	Employment	Taxes
Civil Rights	Environment	Transportation
Consumer	Family	Utilities
Corrections	Government	Veterans and Military
Criminal	Health	
Economic Development	Housing	

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 237	Pratt	Establish legal immunity protections related to apparently wholesome or fit food and grocery product donations to nonprofit organizations
Access	HB 281	Nemes	Establish standards and rules for the Attorney General when awarding contingency fee personal service contracts for legal services
Access	HB 312	Riley	Student assistance: end Best in Class, Best in Care, and Best in Law programs by June 30, 2018; more
Access	SB 9	Schickel	Judicial redistricting: authorize Supreme Court to require AOC to determine the need to rearrange judicial districts; realign judicial boundaries
Access	SB 133	Neal	Add holders of adult personal identification cards issued within a county to master list of potential jurors for that county
Access	SB 134	Neal	Increase juror pay to \$15 and expense allowance to \$25
Budget	HJR 54	Decesare	Apply to Congress under Article V of Constitution to call a convention on Constitutional amendments that

			impose fiscal restraint and limit federal powers
Civil Rights	HB 249	Moore	Allow persons with valid concealed deadly weapons licenses or permits to carry concealed weapons on school and public property; exceptions
Civil Rights	HB 258	Tipton	Extend time for qualified voter with disabilities and uniformed service voter to apply for mail-in absentee ballot from 7 to 12 days; more
Civil Rights	HB 285	Wayne	Repeal authorization for off-duty and retired peace officers to carry concealed firearms at any location where on-duty officers may carry
Civil Rights	HR 45	Scott	Recognize February as Black History Month
Civil Rights	SB 137	Carroll	Give qualified voters of advanced age or with a disability or illness a means to vote by using a mail-in absentee ballot or by in-person absentee voting
Civil Rights	SR 63	Neal	Recognize February as Black History Month
Civil Rights	SR 76	Jones	Condemn rally taking place in Pike County of the Traditionalist Worker Party/Nationalist Front/National Socialist Movement on April 28-29
Consumer	HB 191	Rowland	Allow any insured named in policy, not just named insured, to reject uninsured motor vehicle coverage; exempt fraud claims investigator from licensure
Consumer	HB 207	McCoy	DOI: require independent directors of risk retention group and an attorney-in-fact for a reciprocal insurer to adhere to same standards; more
Consumer	HB 208	Imes	Funerals: prohibit funeral home or employees from being designee; allow home with pre-paid contract to proceed after 5-days attempt to contact; more
Consumer	HB 218	Richards	Uniform Law on Notarial Acts; allow judge, clerk or lawyer to perform; deem acts in foreign states valid; allow electronic notaries if signee out of country
Consumer	HB 223	Fischer	Reduce interest rate for most civil judgments and for worker compensation orders from 12% to 6%; set rate for unpaid child support at 12%; details
Consumer	HB 224	Fischer	Allow service of process on nonresidents in any manner authorized by KY Rules of Civil Procedure, including certified mail with return receipt requested
Consumer	HB 238	Pratt	Allow KY Commission on Proprietary Education to indemnify students unable to complete courses because proprietary school ceased operations
Consumer	HB 254	Keene	Exempt from the definition of "proprietary school" schools or courses of study sponsored KY Real Estate Commission or Real Estate Appraisers Board

Consumer	HB 294	Miles	Require sellers to disclose car accident damage; raise threshold for reporting from \$1,000 to \$2,000; exclude wheels, tires and glass from calculation
Consumer	HR 12	Keene	Encourage local governments to designate areas for the safe conduct of in-person Internet-initiated transactions.
Consumer	SB 114	Girdler	Increase required minimum tort liability coverage for motor vehicle insurance arising out of property damage to \$25,000
Consumer	SB 124	Buford	Financial Institutions place holder bill: add gender-neutral language
Consumer	SB 125	Buford	Insurance place holder bill: remove references to executive director in order to conform with executive branch reorganization
Consumer	SB 128	Hornback	Prohibit damaging a roof to increase scope of repair or replacement and insurance claim; allow suit for injunctive relief, damages and attorney's fees
Consumer	SB 154	Meredith	Remove 6-hour in-person continuing ed requirement for funeral directors and embalmers; retain 12 hours over 2 years continuing ed requirement
Consumer	SB 155	Robinson	Public protection: add gender-neutral language (placeholder bill)
Corrections	HB 251	Nemes	Abolish the death penalty and replace it with life imprisonment without parole for inmates presently sentenced to death; details
Corrections	HB 275	Sinnette	Sex offender registrants: require annual \$75 registration fee; require notice of relocation or new email address; more
Corrections	SB 110	Harris	Allow federal prisoners released or on probation to obtain KY driver's license or personal ID card to participate in work release or reentry initiatives
Corrections	SB 120	Westerfield	Corrections: bar imprisonment for non-payment of fines; define "poor person" for purposes of fees; launch reentry pilot; reduce licensing effects; more
Corrections	SB 127	Turner	Allow convictions for reckless homicide to be vacated and expunged if offender has been granted partial pardon by the Governor
Corrections	SB 131	Neal	Death penalty: abolish death penalty and replace it with life imprisonment without parole for inmates presently sentenced to death; details
Criminal	HB 213	Santoro	Warrantless arrest for assault in 4th degree: allow when violation occurs in a hospital, not just ER, and the officer has probable cause
Criminal	HB 219	Benvenuti	Add murder of a victim aged 12 or younger or an

			adult unable to manage own affairs as aggravating circumstance for death penalty
Criminal	HB 221	Benvenuti	Provide that DUI offenses with aggravating circumstances constitute prior offenses regardless of when they were committed; retroactive
Criminal	HB 222	Benvenuti	Prohibit shock probation for manslaughter in the second degree or reckless homicide if DUI conviction arises from the same incident
Criminal	HB 261	DuPlessis	DUI ten-year look-back: limit drivers to one first-time offense in lifetime
Criminal	HB 266	Overly	Require applicant for commercial driver's license to complete training in identifying and reporting human trafficking; issue CDL wallet card with hotline
Criminal	HB 291	St. Onge	Drones: prescribe permitted and prohibited uses; prohibit use of evidence obtained by a drone in violation of stated prohibitions; create offenses
Criminal	SB 141	Adams	Require CDL applicant to complete training on human trafficking; issue CDL wallet card with hotline; set penalties for failure to report; more
Criminal	SB 148	Buford	Prohibit distribution of sexually explicit images without consent; Class A misdemeanor; Class D felony if done for profit
Econ Dev	HB 182	Harris	Establish new tax credit for insurance companies and financial institutions, for contributions made to rural growth funds; \$60,000,000 cap; details
Econ Dev	HB 203	Fleming	Eliminate angel investor tax credit limitation of \$3 million for all qualified investors
Econ Dev	HB 257	Decesare	Allow Kentucky Economic Development Partnership to set the salaries of executive officers
Econ Dev	HR 18	Couch	Urge Congress to enact economic incentives and tax relief for certain counties in the Commonwealth
Econ Dev	HCR 50	Hatton	Urge Congress to pass the RECLAIM Act to accelerate disbursement of \$1 billion to revitalize communities hardest hit by downturn of coal industry
Econ Dev	SB 149	Wise	Establish the Government Nonprofit Contracting Advisory Commission; set membership; require annual report
Education	HB 195	Tipton	Allow Adult Education Program to create programs aligned with College and Career Readiness Standards for High School Equivalency; details
Education	HB 204	Carney	Remove limit on number of advanced practice doctoral programs offered by the six comprehensive

			universities; limit veterinary and other programs
Education	HB 205	Carney	Establish Work Ready Kentucky Scholarship program to help students without a postsecondary degree attain an industry-recognized degree; more
Education	HB 206	Carney	Establish the Dual Credit Scholarship Program; define terms, including "eligible high school student" and "participating institution"
Education	HB 216	Rowland	Allow contributions to a qualified tuition program (a "529 Plan") of up to \$4,000 to be excluded from adjusted gross income
Education	HB 229	Morgan	Require memorization of multiplication tables in 3 rd grade, Kentucky history course in 6 th grade, and U.S history course in 7 th and 8 th grades
Education	HB 231	Riley	Require KY BoEd to identify as career ready a student with sufficient score on Armed Services Vocational Aptitude Battery who also enlists
Education	HB 264	Rand	Establish Work Ready Kentucky Scholarship Program to ensure all KY students have affordable access to obtaining a postsecondary degree; details
Education	HB 269	Riley	Allow relatives who are currently ineligible for employment in a school district to serve as substitutes
Education	HB 277	Reed	Remove board of education member eligibility restriction that no aunt, uncle, son-in-law, or daughter-in-law be employed by that board
Education	HB 307	Wuchner	Dyslexia: require school districts to develop policy for response-to-intervention system; require teacher preparation, annual screening; more
Education	SB 117	Wise	Alternative certification: allow veteran with a bachelor's degree to be issued a provisional teaching certificate if other criteria are met; more
Education	SB 138	Webb	Establish elective social studies course in Hebrew Scriptures, Old Testament and New Testament; more
Education	SB 147	Wilson	Remove limit on number of advanced practice doctoral programs offered by the six comprehensive universities; limit veterinary and other programs
Education	SB 153	Givens	Performance-based funding: establish model for funding public post-secondary institutions based on student success, course completion; details
Education	SB 159	Carpenter	Require public high school students to pass a civics test in order to receive a regular diploma; draw questions from USCIS citizenship test; details
Employment	HB 176	Sinnette	Mandate that public employment offices be located in specified locations (list of 54 cities)

Employment	HB 178	Overly	Raise the state minimum wage in five annual steps to \$15 an hour; raise threshold for retail and service industry from \$95,000 to \$500,000
Employment	HB 179	Overly	Prohibit wage discrimination on basis of sex, race, or national origin for employees who perform equivalent jobs; exception for seniority; more
Employment	HB 186	Nelson	Remove marriage as disqualifying event for a widow or widower receiving survivor's benefits from Kentucky Teachers' Retirement System
Employment	HB 188	Nelson	Make retired first responders who are at least 50% disabled eligible for the disabled combination hunting and fishing license
Employment	HB 196	Overly	Misclassification in construction: set forth investigation process, remedies, required notices, agency information sharing; more
Employment	HB 199	Schamore	Make survivors of EMS personnel killed in the line of duty eligible for state lump-sum death benefit and exemption of matriculation or tuition fees
Employment	HB 201	Cantrell	Minimum wage: allow cities and counties to adopt and enforce an ordinance that sets a minimum wage higher than the state minimum wage
Employment	HB 211	Cantrell	Remove exemptions from definition of employee of agricultural workers and domestic service workers for purposes of wage and hour law and workers comp
Employment	HB 240	Gentry	Require contractors and subcontractors for public works estimated to cost over \$1,000,000 to participate in applicable apprenticeship programs
Employment	HB 255	Stone	Wage and hour: exempt nonprofit camp, religious, or nonprofit educational conference center in operation more than 210 days instead of 7 months a year
Employment	HB 260	Nemes	Make it an unlawful practice for employers to fail to accommodate an employee affected by pregnancy, childbirth, or related medical condition; details
Employment	HB 262	Webber	Require employees of CHFS and Revenue with access to federal tax information to submit to a criminal background investigation
Employment	HB 271	Mills	Reduce the hours of education required for an apprentice cosmetologist license from 1,800 to 1,500
Employment	HB 272	Mills	Estheticians: reduce the hours of instruction required for licensure from 1,000 to 700
Employment	HB 273	Mills	Allow new legislators to make irrevocable election not to participate in Legislators' Retirement Plan or KERS; more
Employment	HB 283	Miller	Require disclosure of state retirement benefit info of

			individuals receiving benefits from state-systems exceeding twice KY's annualized per capita income
Employment	HB 286	Kay	Close the Legislators' Retirement Plan to new members; bar future members of the General Assembly from participating in KERS
Employment	HB 287	Kay	Provide that certain elective and appointed officers exempted from the classified service shall not participate in KERS; details
Employment	HB 293	Rothenberger	Labor Cabinet reorganization: abolish Workers' Compensation Advisory Council; more
Employment	HB 296	Koenig	Workers' comp: require commissioner to adopt treatment guidelines and drug formulary; raise attorney fee cap; clarify reopening window; more
Employment	HB 299	Castlen	Reorganization: abolish and recreate Workers' Compensation Nominating Commission; set number and experience of members; describe duties
Employment	HB 303	Kay	Require employers of 50 or more to provide 6 weeks paid maternity leave for an employee who has been employed for at least 1 year
Employment	HB 306	Meredith	Include certain ministers and caretakers of a church or religious organization as exempt from workers' compensation insurance
Employment	HCR 49	Kay	Reaffirm the Commonwealth's commitment to maintaining pension benefits for state and local government employees, teachers, and retirees
Employment	SB 151	Meredith	Provide that employees of franchisees are not employees of franchisor under wage and hour, safety, workers comp, UI and civil rights law; and vice versa
Environment	HB 234	Gooch	Remove the requirement that all areas overlying underground workings of coal mines be permitted; more
Environment	HR 9	Couch	Urge EPA to prioritize compliance assistance over current enforcement practices
Environment	HR 28	Hatton	Urge the Congress to lift restrictions on the coal industry
Family	HB 180	Wuchner	Establish that CHFS may approve "fictive kin" as placement for a child; definition
Family	HB 185	Nelson	Prohibit the concealing of a will with intent to defraud or prevent probate; Class D felony
Family	HB 192	L. Brown	Foster youth: allow a minor in custody of CHFS to sign an application for an operator's license; require

			CHFS to use prudent parent standard
Family	HB 253	Greer	CPS unannounced visits: require until the welfare of a child has been safeguarded
Family	HB 295	Adkins	Allow an income tax credit for qualified adoption expenses equal to 20% of allowable federal credit for qualified adoption expenses
Family	SB 142	Adams	Require Division of Parole and Victim Services to operate address protection program; allow sworn statement to prove eligibility; details
Government	HB 189	Westrom	ADDs: require specific hiring practices, compliance with state accountability measures, reports on allocation of funds; specify format for audits
Government	HB 194	Harris	Include funds for public utilities and public services like fire protection in 25% threshold for treatment as public entity for purposes of Open Records
Government	HB 202	Fleming	Consolidated local government (Louisville): limit mayor to two consecutive terms; allow Governor to fill mayoral vacancy; more
Government	HB 220	Benvenuti	Bar General Assembly from exempting itself or any state agency from general laws applicable to the general public or businesses
Government	HB 276	Moffett	Abolish inactive boards, commissions and councils; decrease responsibilities of local domestic violence coordinating councils; create Sexual Assault team
Government	HCR 31	Decesare	Study the performance and policies of Kentucky's 15 area development districts
Government	HCR 46	Marzian	Urge Congress to propose an amendment to the U.S. Constitution to allow Congress and the states to set reasonable limits on spending to influence elections
Government	HJR 35	Fleming	Direct Finance and Administration Cabinet to study privatizing, consolidating, or otherwise changing government services and activities to save funds
Government	HR 11	Riggs	Urge Department for Local Government to conduct annual training on benefits and best practices of interlocal agreements; specify participating partners
Government	SB 144	Jones	Executive branch ethics: prohibit former officials from acting as lobbyists for two years after leaving office or termination of employment
Government	SB 152	Schickel	Reduce required ethics training for state legislators from 3 hours to 30 minutes; remove CLE eligibility; eliminated sexual and workplace harassment training
Health	HB 193	Harris	Prohibit practitioner from issuing prescription for narcotic drug for more than 7-day supply unless specific circumstances exist; details

Health	HB 227	Prunty	Establish multistate physical therapy licensure compact; enable licensee to exercise a compact privilege if listed requirements met; details
Health	HB 233	Wells	Add Health Savings Account to state employee Health Insurance options; charged admin fees to public employee health insurance trust fund
Health	HB 236	Bechler	Require medical examiner to release ID info and postmortem exam results to procurement organization if body is suitable for transplantation
Health	HB 241	Sims	Prohibit a coach from returning a student to play who is diagnosed with a concussion; more
Health	HB 242	DuPlessis	Authorize DOI to apply for and implement a state innovation waiver under the Affordable Care Act and implement state plan under approved waiver
Health	HB 247	Moser	Prohibit use of tobacco products by students, school personnel and visitors in schools, school vehicles, properties, and activities
Health	HB 248	Moser	Establish income tax credit for licensed physicians who as voluntary preceptors administer at least 3 core clinical rotations for certain medical students
Health	HB 250	Flood	Amend 2016-2018 budget to include provisions on Preschool Ed, Colon Cancer Screening Program, and Breast and Cervical Cancer Screening Program
Health	HB 252	Blanton	Require school council or, if none exists, principal to obtain an automated external defibrillator by the 2019-2020 school year
Health	HB 280	Jenkins	Exempt women whose pregnancies resulted from rape or incest from having an ultrasound prior to abortion and from 20 weeks abortion ban
Health	HB 290	Hale	Health benefit plans: to include Accreditation Association for Ambulatory Health Care in definition of recognized accreditation organizations
Health	HB 297	Blanton	Require all health facilities to follow pressure sore prevention and treatment protocols as approved by CHFS
Health	HB 301	Bentley	Require new and reapplying pharmacy technician applicants to submit to a nationwide criminal background check; details
Health	HB 304	Wuchner	Enact and enter into updated Nurse Licensure Compact with other jurisdictions that join in the compact; details
Health	HB 305	Moser	Involuntary treatment for alcohol and drug abuse: provide that a judge can order for up to one year; make renewable; set out process for petitioner; details
Health	HB 308	Wuchner	Abuse-deterrent opioid analgesic drugs: limit cost-

			sharing; prohibit substitution or dispensing of an equivalent drug without documentation from provider
Health	HB 314	Bentley	Controlled substance monitoring: permit providers to review KASPER reports of birth mothers of potentially drug-exposed infants; more
Health	HCR 48	Thomas	Urge U.S. Food and Drug Administration to withdraw proposed standard for NNN levels on ingredients in smokeless tobacco products
Health	HR 52	Prunty	Urge Congress to amend the Social Security Act to include coverage for a colorectal cancer screening test
Health	SB 119	Givens	Appropriate General Fund moneys in 2016-2018 biennium to Council on Postsecondary Education to fully fund veterinary medicine and optometry slots
Health	SB 123	Schickel	Require medical providers to report overdoses on opioids to Department of Vehicle Regulation; require proof that use is controlled to renew license
Health	SB 129	Hornback	Establish process to designate a lay caregiver to be contacted upon discharge from a hospital; provide instructions to designated lay caregiver; details
Health	SB 135	Buford	Establish alternative criteria to determine member or subscriber dues for nonprofit hospital, medical-surgical, dental, or other health service plan
Health	SB 146	Adams	Establish and administer the licensure of genetic counselors under the State Board of Medical Licensure; details
Health	SB 150	D. Carroll	Set standards for and limits on use of long term care inspections reports in advertising publications
Health	SB 158	Hornback	APRNs: remove limitations on prescriptive authority from regs; require registration to prescribe controlled substance; drop collaborative agreement requirement
Health	SR 38	Embry	Urge first responders to receive training on autism spectrum disorders
Health	SR 49	Alvarado	Urge Congress to amend the Social Security Act to include coverage for a colorectal cancer screening test
Housing	HB 228	DeCesare	Prohibit state or local government from requiring fire protection sprinkler systems in buildings used for agritourism activities after agricultural use
Housing	HB 243	Moffett	Allow notice of trespass to be given through purple paint marks on property; require clear written notice forbidding entry
Housing	HB 270	Johnson	Require affidavit of severance when mobile home to be removed from real estate; require county clerk to

			provide a copy to PVA
Housing	HB 278	Donohue	Allow HVAC and plumbing companies 180 days to relicense their businesses if master HVAC or master plumbing license holder of company has died
Housing	HB 284	Meredith	Require PVA inspections of improvements to real property be performed on site; extend time for taxpayer conferences and appeals up to 25 days
Housing	HB 309	Prunty	Allow residential tenants who hold a DVO or IPO to terminate a lease with at least 30 days notice; prohibit landlord refusal to lease due to DV order; more
Housing	HB 310	Jenkins	Land banks: allow acquisition of blighted properties; extinguish tax debt upon sale; allow land bank to keep proceeds and 50% of taxes for 5 years after sale
Immigration	HB 235	Johnson	Anti-sanctuary: bar city and county policies that limit participation in enforcement of federal immigration law; private right of action for violation
Immigration	HR 44	Jenkins	Recognize Kentucky as a welcoming state; proclaim February 16, 2017, to be Refugee and Immigrant Day at the Capital
Immigration	SR 65	Clark	Recognize Kentucky as a welcoming state; proclaim February 16, 2017, to be Refugee and Immigrant Day at the Capital
Taxes	HB 212	Heath	Exempt from sales tax the gross receipts from a charitable auction held by a nonprofit civic, governmental, or other nonprofit organization; sunset
Taxes	HB 214	Reed	Increase tax credit for donating edible agricultural products to nonprofit food programs from 10% to 20% of value of donated products; details
Taxes	HB 245	Miller	Permit commissioner to respond to taxpayers' questions and publish responses; allow examples as part of any response or publication
Taxes	HB 259	McCoy	Declare production of Kentucky Proud hand-crafted products on agricultural lands of 5 or more acres as agricultural use
Taxes	HB 263	Wayne	Tax reform; phase out pension exclusion; create refundable earned income credit; raise tobacco taxes; tax e-cigarettes; establish graduated income tax rates
Taxes	HB 302	Nemes	Exempt from sales and use tax 35% of gross receipts derived from sale of utilities to restaurants
Transportation	HB 174	Heath	Extend a 10% road weight tolerance for transport of feed for livestock or poultry and for certain meats, agricultural crop products, or livestock
Transportation	HB 177	Decesare	Limit motor vehicle engine idling to 15 minutes; require vehicle doors be locked while idling

Transportation	HB 184	Miles	Allow transportation of metal commodities to exceed gross weight of 80,000 pounds, but not 120,000 pounds; define "metal commodities"; more
Transportation	HB 198	Overly	Allow the titling of military surplus vehicles; details
Transportation	HB 210	Cantrell	Prohibit driver from operating motor vehicle on highway with personal listening devices covering or inserted into both ears
Transportation	HB 244	Miller	Allow physician assistants and chiropractors to authorize accessible parking plates for persons with certain disabilities
Transportation	HB 256	Dossett	Prohibit car lights that emit a color other than white; prohibit headlamp covers or film that changes the color of the light emitted
Transportation	HB 288	Linder	Require registration and insurance of sport utility all-terrain vehicles as motor vehicles; require helmets if no roof, window or door; limit areas of operation
Transportation	HB 292	Miller	Fuel tax revenue: change formulas for distribution of funds to counties, cities, incorporated and unincorporated areas, rural and urban areas; details
Utilities	HB 181	Gooch	Permit municipal utilities to join together to buy and sell electricity and natural gas; allow joint municipal and multistate municipal power agencies
Utilities	HJR 56	Webber	Study privately owned small wastewater treatment plants to devise a practical emergency intervention method to respond to plant failures; more
Utilities	SB 121	Seum	Require utilities seeking to install smart meters to give notice to customers and right to opt out of having a smart meter installed
Utilities	SB 130	Humphries	Transfer portion of (TVA) in-lieu-of-tax payments to agencies designated by counties that have TVA property or purchase power from TVA
Utilities	SB 157	Jones	Authorize PSC to remove any water commissioner for violations of safe drinking water standards or PSC orders, or for financial mismanagement
Veterans	HB 197	Overly	Require CPE to develop statewide policy for public postsecondary ed institutions to provide academic credit for military service and training
Veterans	HB 268	Hart	Military Affairs: establish criteria and procedures applicable to the administration of death-in-the-line-of-duty benefits
Veterans	HB 311	Moore	Permit director of Office of KY Veterans' Centers to contract to hire licensed nursing staff; exempt contracts from definition of personal service contract
Veterans	HCR 55	Schamore	Urge officials to take steps to get approval and

			funding necessary for construction of a veterans' medical center in Radcliff, Kentucky
Veterans	SB 136	Carpenter	Require member of KY National Guard to be treated as a KY resident for tuition purposes when enrolling in KY public postsecondary institution
Veterans	SB 160	Robinson	Veterans: add gender-neutral language