

2010 General Assembly

New Bills of Interest

February 8-12

Here are selected new bills filed in the General Assembly during the week of February 8-12. The list is organized by topic. Highlights include:

- [HB 399](#) Paternity changes: establish that presumption of paternity is rebuttable
- [HB 407](#) Create pilot project for a limited opening of courts in child protection cases
- [HB 416](#) “Stream Saver Bill:” prohibit placement of mining overburden in streams
- [HC 148](#) Create Task Force on children exposed to and affected by domestic violence

How to use: 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 to date, view the General Assembly’s own excellent web page: www.lrc.ky.gov.

This chart was compiled by the 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	SB 148	Jensen	Regulate business of nonrecourse civil litigation funding where funds are provided to a civil litigant and repaid only out of the proceeds of the lawsuit
Comm Dev	HB 418	Simpson	Permit Auditor of Public Accounts to examine all special districts, associations or organizations funded, in whole or in part, with federal or state moneys
Comm Dev	SB 152	Jensen	Corporation changes: create and amend statutes on business entities with goal of improving consistency; address gender in state bidding; more
Corrections	HB 404	Simpson	Provide that conviction of a felony sexual offense is an application for a restraining order re contact with victim, unless victim requests otherwise; more
Corrections	HB 428	Crenshaw	Specify required documentation for issuing operators' licenses and personal identification cards to felony offenders
Criminal	HB 430	Henderson	Create offense of alcohol or controlled substance endangerment of child prior to birth; permit court to order a toxicology test with probable cause
Education	HB 397	Moore	Encourage teachers and administrators to foster an environment promoting “objective discussion of the advantages and disadvantages of scientific theories”
Education	HB 412	Jenkins	Create a classification and data collection system for students in alternative education programs designed

			for at-risk populations with unique needs; more
Education	HB 422	Collins	Create the 21st Century Education Enterprise at Morehead State University; describe purposes
Employment	HB 395	Stumbo	Extend payoff date for the workers' compensation special fund to 2029
Employment	HB 402	Belcher	Provide that an employee shall have a right to carry pepper spray on their person for self protection; exception
Employment	HB 420	Couch	Designate the Hurricane Creek mine site in Leslie County, at which 38 miners lost their lives in 1970, as a state historic site
Environment	HB 396	Riner	"Stream saver bill:" require in mountain top removal that overburden be returned to mined areas to the extent possible; prohibit placement in streams; details
Environment	HB 416	Marzian	"Stream saver bill:" require in mountain top removal that overburden be returned to mined areas to the extent possible; prohibit placement in streams; details
Environment	HB 419	Hoffman	Establish the Kentucky land stewardship and conservation fund; more
Family	HB 399	Owens	Paternity changes: establish that the presumption of paternity is rebuttable; permit either parent to petition the court for a parentage determination; more
Family	HB 406	Burch	Replace interstate compact on child placement with the new Interstate Compact for the Placement of Children, effective when the 35th state ratifies
Family	HB 407	Westrom	Request the Supreme Court to create a pilot project for a limited opening of courts in 3 to 7 jurisdictions in dependency, needy, neglect, and abuse cases; more
Family	HB 414	Burch	Child support enforcement: delete requirement that copy of order for withholding be sent by certified mail; change provisions on data match for arrearages
Family	HC 148	Jenkins	Create Task Force on Children Exposed to and Affected by Domestic Violence; require a report by December 31, 2010
Government	SR 127	P. Clark	Express disappointment over U.S. Supreme Court's <i>Citizens United</i> ruling, which removes restrictions on corporate spending intended to influence elections
Health	HB 400	Deweese	Authorize the Office of Insurance to promulgate regulations to ensure that physician profiling programs include specified requirements; penalties
Health	HB 405	Palumbo	Designate September 26 of each year as Mesothelioma Awareness Day

Health	HB 411	Palumbo	Create income tax refund check off for Alzheimer's research; create Alzheimer's research and education trust fund; details
Health	HB 415	Riner	Require personal services agencies to have a policy that addresses acceptance of gifts, gratuities, and loans from clients to agencies and their employees
Health	HB 417	Henley	Create two pilot substance abuse screening programs for recipients of public assistance
Health	HB 425	Sinnette	Provide that contracts between limited health service benefit plans and dentists may not set fees unless the fees pertain to covered services under the plan
Health	HB 426	Stone	Allow pharmacists to give immunizations to children ages 14 to 17 years with parental consent
Health	SB 154	Harper Angel	Require insurers issuing large group health benefit plans in the state to provide specified coverage for acquired brain injuries
Health	SB 155	Schickel	Health insurance: prohibit use of genetic information; require disclosure of criteria for medical necessity determinations for mental health; more
Health	SJ 114	Forgy Kerr	Recognize link between early and optimal oral health care and education and support efforts to improve children's oral health through school-based efforts
Transportation	HB 409	Smith	Allow overweight and overdimensional vehicle permit holders to unload cargo on a public roadway for period not to exceed 60 minutes; more
Transportation	HJ 133	Glenn	Direct the Transportation Cabinet to study the feasibility of establishing a high speed rail network in Kentucky
Utilities	HB 408	Moberly	Renewable energy: set specific achievement goals for retail electric service providers and city-owned or city-controlled municipal electric providers; more
Utilities	HJ 141	Hall	Direct study by the Public Service Commission regarding natural gas retail choice programs; details
Utilities	HR 136	Nelson	Urge the Public Service Commission to not approve any electric rate increases for that exceed the previous year's increase in the Consumer Price Index