

## 2011 General Assembly

### Top Bills of Interest

*Through Friday, January 8*

This table offers a list of bills we're working on or following closely. Each might be of interest to legal services staff and clients. The table is organized by topic.

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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 to date, view the legislature's own website. [www.lrc.ky.gov](http://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](mailto:richseckel@kyequaljustice.org).

Topic	Bill #	Sponsor	Summary
Access	<a href="#">SB 60</a>	Higdon	Prohibit a person from practicing court reporting unless licensed; establish licensing Board; allow use of excess funds for services to indigent parties
Civil Rights	<a href="#">HB 70</a>	Crenshaw	Constitutional amendment: exclude convicted felon from right to vote only until expiration of probation, discharge from parole, or expiration of sentence
Civil Rights	<a href="#">HB 106</a>	Marzian	Prohibit discrimination based on sexual orientation or gender identity in housing, employment, more; allow enforcement by human rights commissions
Civil Rights	<a href="#">HB 178</a>	Marzian	Constitutional amendment: repeal the definition of marriage; submit to voters for approval or disapproval
Comm Dev	<a href="#">HJR 5</a>	L. Clark	Direct Legislative Research Commission to engage a consulting firm to study the effectiveness of economic development incentive programs
Comm Dev	<a href="#">SB 8</a>	Givens	One stop shop: require Secretary of State to establish a business-one-stop electronic state business portal to facilitate interaction with governmental agencies
Consumer	<a href="#">HB 23</a>	Santoro	Pawn brokers: expand registry requirements for transactions, prohibit transactions with persons unwilling or unable to provide ID; create database

Consumer	<a href="#">HB 125</a>	Meeks	For-profit schools: rework oversight; require accountability and quality standards, bonding; set out complaint and investigation procedures; details
Consumer	<a href="#">HB 133</a>	Glenn	Require public post-2dary institutions to provide new undergrads with information on credit cards and debt management; encourage informational sessions; more
Consumer	<a href="#">HB 182</a>	Owens	Payday loan bill: limit APR to 36%; provide remedies for violations
Consumer	<a href="#">HB 224</a>	Bunch	Provide that if real property is under joint ownership, judgment lien shall not extend beyond the debtor's interest in the property or share of proceeds from sale
Corrections	<a href="#">HB 64</a>	Yonts	Require that cost of incarceration and supervision information be included in the sentencing phase of a trial; more; details
Criminal	<a href="#">HB 52</a>	Jenkins	Elder abuse: establish elder victims trust fund; provide civil remedy with treble damages for persons convicted of exploitation who fail to return property
Criminal	<a href="#">HB 148</a>	Denham	Strangulation bill: include a loss of consciousness within the definition of "physical injury"
Education	<a href="#">HB 225</a>	Greer	Dropout prevention: raise age for compulsory attendance to 17 by 2015, 18 by 2016; require districts to track progress alternative education
Education	<a href="#">HCR 15</a>	Rollins	Direct LRC to study the factors impacting the academic achievement of African-American male students in the public schools of the Commonwealth
Education	<a href="#">SB 3</a>	Williams	Charter schools: define requirements under which a local board of education may authorize; permit parent to enroll children in the nearest public school; details
Education	<a href="#">SB 13</a>	Winters	Establish performance awards to teachers, based on student achievement tests in advanced science and mathematics; details
Education	<a href="#">SB 21</a>	Seum	Permit parent to enroll child in the school nearest to the child's home except where there are academic or skill prerequisites for attendance in the school
Education	<a href="#">SB 36</a>	Westwood	Career and technical ed: require DOE to issue core content standards and develop new courses relevant to college and career readiness; more
Education	<a href="#">SB 37</a>	Shaughnessy	College completion: require each public university to submit a plan to increase the number of students graduating with a bachelor's degree; details
Employment	<a href="#">HB 144</a>	Nelson	Prohibit an employer from using an employee's credit history in an employment action
Employment	<a href="#">SB 2</a>	Williams	Establish the Public Employees Retirement System, a

			defined contribution plan; close existing defined benefit plans to new members; more; details
Employment	<a href="#">SB 44</a>	Buford	Prohibit employment by a long-term care program of persons convicted of felony related to theft; abuse or sale of illegal drugs; abuse of adult, or a sexual crime
Environment	<a href="#">SB 34</a>	Leeper	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 19</a>	Belcher	Permit inclusion of a minor child's name in a domestic relations proceeding
Family	<a href="#">HB 35</a>	Richards	Include dating partners among the class of persons allowed to obtain domestic violence protective orders
Family	<a href="#">HB 54</a>	Jenkins	Prohibit persons convicted of a felony under Chapter 209 from serving in any capacity that has authority over the victim of the offense or the victim's estate
Family	<a href="#">HB 83</a>	Montell	Set conditions for adjusting child support on the basis of a shared parenting order for physical custody of a child
Family	<a href="#">HB 175</a>	Kerr	TPR: provide that service of process is not required upon parent who placed child with EMS provider, police, fire station, or hospital under KRS 405.075
Family	<a href="#">HB 218</a>	Palumbo	Set conditions for adjusting child support on the basis of a shared parenting order for physical custody of a child; revise guidelines table
Family	<a href="#">SB 49</a>	Harper Angel	Include persons in dating relationships within the coverage of Kentucky's domestic violence laws
Government	<a href="#">HB 4</a>	Stumbo	Kentucky False Claims act: create civil liability and penalties for committing fraud against state; allow AG or private citizens to sue; Medicaid provisions
Health	<a href="#">HB 27</a>	L. Clark	Hospitals and managed care plans: provide for notice and continuity of care prior to termination or nonrenewal; allow consumer appeals; details
Health	<a href="#">HB 69</a>	Burch	Require long term care or hospice facility to report deaths to appropriate coroner or medical examiner within 24 hours; more
Health	<a href="#">HB 88</a>	Wuchner	Establish goal of increasing physical activity to 30 minutes per day or 150 minutes per week in 100% of schools with K-5; provide for reporting; more
Health	<a href="#">HB 89</a>	Burch	BMI: require that preventive health care exam forms include body mass index; permit the Department of Education to share aggregate by district or county
Health	<a href="#">HB 101</a>	Palumbo	Adult abuse registry: create registry; prohibit health and service agencies from employing or accepting

			volunteer services for persons on registry; details
Health	<a href="#">HB 193</a>	Westrom	Smoke free Kentucky Act: prohibit smoking in enclosed public places or enclosed places of employment; details; fines
Health	<a href="#">HB 214</a>	Rollins	Special needs trust: allow as a state trust with individual accounts and pooled investment or as separate account for an individual; details
Health	<a href="#">SB 11</a>	Jensen	Establish civil mechanism for recovery of fraudulent claims made against Medicaid; authorize private litigants to bring claims in name of the state
Health	<a href="#">SB 23</a>	Harper Angel	Personal care services: require annual criminal background checks and nurse aide abuse registry checks; more
Health	<a href="#">SB 32</a>	Harper Angel	BMI: require that preventative health care exam forms include measure of body mass index; share aggregate data by state, school district, or county
Health	<a href="#">SB 38</a>	Denton	Adult abuse registry: create registry; prohibit health and service agencies from employing or accepting volunteer services for persons on registry; details
Health	<a href="#">SB 63</a>	Buford	Require health-related state agencies, including Medicaid department, to identify goals and benchmarks to reduce the incidence of diabetes
Health	<a href="#">SB 72</a>	Harper Angel	Require health facilities to report data on health-facility-acquired infections; require facilities to implement infection prevention program; more
Housing	<a href="#">HB 47</a>	Jenkins	Allow a local government to possess liens for amelioration costs; give precedence over other liens, except state, county, school board, and city taxes
Housing	<a href="#">HB 78</a>	Denham	Delinquent property taxes: reduce third-party purchaser fees beginning January 1, 2012
Housing	<a href="#">HB 82</a>	Horlander	Require a creditor to register vacant residential property with local government in which the property is located; create penalty for failure to comply
Housing	<a href="#">HB 129</a>	Horlander	Public notice: allow notice of sale of tax claims to be published once a week for three consecutive weeks in addition to the existing requirement of once; more
Housing	<a href="#">HB 142</a>	Jenkins	Allow victim of assault, domestic violence, or stalking to terminate lease upon 30 days written notice to landlord; require copy of no contact order
Housing	<a href="#">HB 149</a>	Simpson	Allow county clerk to prepare in-house document to release notice under KRS 382.440 or 382.450 when a certificate of delinquency has been paid in full
Housing	<a href="#">SB 26</a>	Buford	Establish a \$4 charge for a personal identification card issued to a person without a fixed, permanent address; make cards valid for 1 year

Housing	<a href="#">SB 78</a>	Buford	Property tax delinquencies: allow 1 <sup>st</sup> party mortgage holders to register their interest; require notice of sale of delinquency to 3 <sup>rd</sup> party; more
Immigration	<a href="#">HB 3</a>	Cherry	E-verify: require public agencies to use federal employment verification programs and prohibit hiring unauthorized aliens; penalties
Immigration	<a href="#">HB 111</a>	S. Lee	Unauthorized alien: require state licensing and permitting agencies to deny or suspend license for hiring; details
Immigration	<a href="#">HB 112</a>	S. Lee	Require status as a U.S. citizen, national, or permanent resident for participation in KHEAA, KEES and other grant and scholarship programs
Immigration	<a href="#">SB 6</a>	Schickel	Allow police to determine immigration status on reasonable suspicion, arrest of unlawful alien upon probable cause; create new trespassing crime; more
Juvenile	<a href="#">HB 123</a>	Flood	Status offenders: require status offense complaints to include certain supporting documentation; restrict the secure detention of status offenders; more
Public Benefits	<a href="#">HB 81</a>	Nelson	Require that student whose family income meets reduced-price or full-price meals standard shall not be denied the same meal offerings as other students
Public Benefits	<a href="#">HB 91</a>	Nelson	Require retail stores to inspect a government-issued photo ID before accepting payment from a food stamp enrollee; require ID upon application
Public Benefits	<a href="#">HB 194</a>	Bratcher	Prohibit person receiving public assistance from using EBT cards or cash obtained with EBT cards for any type of gambling at any location; details
Public Benefits	<a href="#">HB 208</a>	Napier	Create substance abuse screening program for adult recipients of public assistance, food stamps, and Medicaid; make ineligible if test is positive; more
Taxes	<a href="#">HB 196</a>	Farmer	Tax overhaul: expand sales tax to various services; increase rate to 7 percent; eliminate income tax; details
Taxes	<a href="#">SB 1</a>	Williams	Establish KY Council on Revenue Reform to assess effectiveness of state and local tax and revenue system and propose related legislation
Taxes	<a href="#">SB 58</a>	Jones	Allow a sales and use tax refund on the purchase of building materials used to repair or replace homes in a disaster area
Taxes	<a href="#">SB 62</a>	Ridley	Allow certificates of delinquency related to unmined minerals or oil and gas to be sold as part of the annual sale of certificates of delinquency
Transportation	<a href="#">SB 51</a>	Buford	Apply child booster seat requirement to children who are both under the age of 8 years and shorter than 57 inches in height