

## 2011 General Assembly

### Top Bills of Interest

*Through Friday, February 4*

This table shows selected bills filed in the 2011 General Assembly to date. It includes measures that might affect low-income people and communities and some that simply figure prominently in this year's legislative debates. It 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 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="#">SB 98</a>	Stein	Amend Kentucky's civil rights chapter to prohibit discrimination based on sexual orientation and gender identity; apply to employment, housing, more
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 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
Consumer	<a href="#">HB 304</a>	Bratcher	Reduce SOL for action on a deficiency judgment after a foreclosure sale of real estate from 15 years to one year; require notice; details
Corrections	<a href="#">HB 63</a>	Yonts	Allow defendant to petition court to expunge misdemeanor charge dismissed with prejudice in exchange for a plea of guilty to another offense
Corrections	<a href="#">HB 232</a>	Owens	Misdemeanor record expungement: remove requirement that offenses arise from same incident when multiple offenses are sought to be expunged
Corrections	<a href="#">HB 233</a>	Jenkins	Require the Administrative Office of the Courts to publish a Web site containing specific information concerning persons convicted of criminal conduct
Corrections	<a href="#">HB 240</a>	Simpson	Provide that conviction of felony sex offense operates as application for restraining order unless victim requests otherwise; details
Corrections	<a href="#">HB 246</a>	Simpson	Expungement: allow for Class D felonies; begin 5-year wait for misdemeanor expungement at time of adjudication; allow firearms possession; more
Corrections	<a href="#">HB 274</a>	Owens	Death penalty: prohibit the execution of a severely mentally ill defendant; definitions
Corrections	<a href="#">HB 292</a>	Burch	Abolish death penalty; require court with jurisdiction to convert existing sentence to imprisonment for life without benefit of probation or parole
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 75</a>	Meeks	Dropout prevention: increase compulsory attendance age to 18 by 7-1-15; establish Mentor Initiative; revise use of dropout prevention grants
Education	<a href="#">HB 171</a>	Wuchner	Require state Board of Ed to publish reg for an alternative high school diploma for students with disabilities completing a modified curriculum; details
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="#">HB 297</a>	Bratcher	Allow peace officer to release truant child to child's school; allow officer to detain child if school not in session

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 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 339</a>	Horlander	Prevent worker from receiving UI in successive benefit years unless the worker has returned to work and earned 5 times his/her weekly benefit rate
Employment	<a href="#">HB 343</a>	Moore	Prohibit disqualification for unemployment benefits for a worker who leaves a job to follow a military spouse who has been reassigned; 100 mile threshold
Employment	<a href="#">HB 345</a>	Moore	"Right to work:" prohibit requirement of membership or financial support of a labor organization as a condition of employment
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
Employment	<a href="#">SB 104</a>	Buford	Workers' comp: recognize temporary partial disability benefits; allow attorney's fees for medical fee disputes decided in favor of claimant; more
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 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="#">HB 254</a>	Graham	Make orders of protection required training subject for law enforcement basic training and 2-year certified peace officers training
Family	<a href="#">HB 346</a>	Combs	Establish authority for CHFS to identify and take action against financial accounts of parents who fail to pay child support; set up data match system
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
Government	<a href="#">SB 100</a>	Denton	Establish Kentucky Board of Health and Family Services to provide oversight and accountability for duties of cabinet and to employ the cabinet secretary
Health	<a href="#">HB 16</a>	Belcher	Clarify that school physical activity assessment tools shall generate data on time and types of activity; require 90 minutes per week for full day K-5; details
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="#">HB 255</a>	Simpson	Allow an income tax exclusion for health insurance premiums that are deductible pursuant to federal legislation enacted during 2010
Health	<a href="#">HB 264</a>	J. Lee	Medicaid: establish Technical Advisory Committees on Behavioral Health, Children's Health and the Intellectual and Developmental Disabilities
Health	<a href="#">HB 265</a>	J. Lee	Require Department for Medicaid Services to assign contract oversight duties and establish required

			expertise of personnel, including managed care
Health	<a href="#">HB 280</a>	Richards	Allow an income tax exclusion for health insurance premiums that are deductible pursuant to federal legislation enacted during 2010
Health	<a href="#">HB 291</a>	Burch	Health facility acquired infections: require each facility to implement infection prevention program; require use of best practices; require reporting
Health	<a href="#">HB 305</a>	Rand	Amend executive branch budget to reallocate funds from fiscal year 2011-2012 to fiscal year 2010-2011 for Medicaid and Postsecondary Institutions
Health	<a href="#">HB 335</a>	Marzian	Nursing homes: establish Civil Monetary Penalty Fund Advisory Committee, including membership and duties
Health	<a href="#">HB 337</a>	Rollins	Require staff-to-resident ratios in long-term care facilities as a condition of licensure; prohibit new admissions if facility is understaffed
Health	<a href="#">HCR 13</a>	Wuchner	Establish Legislative Task Force on Childhood Obesity to meet at least monthly during the 2011 Interim of the General Assembly
Health	<a href="#">SB 10</a>	Thayer	Constitutional amendment: establish that no law or rule shall compel participation in health care systems or provision of abortion services; more re guns, coal
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
Health	<a href="#">SB 90</a>	Jones	Nursing homes: establish Civil Monetary Penalty Fund Advisory Committee, including membership and duties
Health	<a href="#">SB 91</a>	Jones	Require staff-to-resident ratios in long-term care facilities as a condition of licensure; prohibit new admissions if facility is understaffed

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="#">HB 247</a>	Riggs	Provide for certification and regulation of radon measurement contractors, mitigation contractors and radon laboratories
Housing	<a href="#">HB 250</a>	Koenig	Board of home inspectors: clarify prohibition on unlicensed inspection; require board to specify license criteria in regulation; more
Housing	<a href="#">HB 256</a>	Denham	KY Housing Corp: define “area median income;” redefine “families of lower and moderate income” to mean income less than 200% of area median income
Housing	<a href="#">HB 260</a>	Riner	Define assistance animal to include a dog and a cat for purposes of housing, transportation; public accommodations, etc.
Housing	<a href="#">HB 288</a>	Westrom	Kentucky Appraisal Management Company Registration Act: require registration of real estate appraisal management companies; details
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="#">HCR 99</a>	Meeks	Affirm support for comprehensive federal immigration reform
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="#">HB 318</a>	Wayne	Progressive reform: raise tobacco tax; decouple from federal estate tax; apply sales tax to select services; adopt state Earned Income Credit; change rates; more
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 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
Utilities	<a href="#">HB 312</a>	Damron	Grant sewer bodies the power to suspend water services for failure to pay sewer charges; more; details