

# Legislative Report

April 1, 2021  
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## Bill Information

### HB8 KENTUCKY EMPLOYEES RETIREMENT SYSTEM *(DUPLESSIS, JIM)*

AN ACT relating to the Kentucky Employees Retirement System's employers, declaring an emergency, and making an appropriation therefor.

Amend KRS 61.565 to change the Kentucky Employees Retirement System's (KERS) nonhazardous actuarially accrued liability contribution (unfunded liability payment) that is payable by employers on or after July 1, 2021, from a value that is paid as a percent of pay on each employee to a set dollar amount; provide that the set dollar amount shall be allocated to each individual employer based upon the employer's percent share of the liability as of the June 30, 2019, actuarial valuation and shall be paid by employers in equal installments monthly; provide criteria for when adjustments to the dollar value and percent share may occur; provide that a single amount shall be determined for state agencies in the legislative, executive, and judicial branch who participate in KERS; provide that a KERS employer may charge the cost as a percent of pay for purposes of collecting contributions but shall be responsible to provide the full set dollar amount owed; provide that if a KERS employer merges, splits, separates, or establishes a new agency, the systems shall have full authority to allocate the costs to any employer or entity that results from the split, separation, or establishment of a new agency; amend KRS 61.510 to modify the definition of "level percentage of payroll amortization method" to conform to the amendments in KRS 61.565; amend KRS 212.792 to specify the allocation of retirement costs as provided by the bill in the event an independent health district ceases to exist or has a county to withdraw from the district; provide that the Kentucky Retirement Systems shall amend the actuarial valuation in accordance with the amendments to KRS 61.565 in this Act and provide updated employer contributions to the Governor and General Assembly; APPROPRIATION; EMERGENCY.

House Committee Substitute (1) Retain original provisions except to further amend KRS 61.565 and replace amendments to KRS 212.792 with a new section of KRS Chapter 212 to specify how Kentucky Employees Retirement System (KERS) retirement costs are allocated if a district health department ceased to operate or has a county or counties withdraw from the district; provide that the allocation of KERS costs shall be based upon the withdrawing county's proportion of taxable property in the district health department; require the Dept. for Public Health to provide certification of taxable property to the retirement system; provide that the Kentucky Retirement Systems (KRS) may allocate costs for any district health department who ceases to operate prior to the effective date of the Act. APPROPRIATION. EMERGENCY.

Senate Committee Substitute (1) Retain original provisions; amend KRS 61.565 to establish an appeals process beginning July 1, 2021, with a final determination by December 31, 2021, regarding the assignment of liabilities to each Kentucky Employees Retirement System (KERS) employer and any potential errors in assignment based upon the last participating employer or university employees who are providing services to the state through a contract between the university and the state; amend KRS 61.522 to provide that the discount rate for universities who voluntarily cease participating in KERS with the soft freeze option and pay by lump-sum shall be 5.25%; amend KRS 61.675 to provide that if a KERS nonhazardous employer is delinquent for 90 days or more in making the required employer contributions on or after July 1, 2021, the systems: shall not allow future service credit accruals by the employer's employees until such time payments are up to date; may file action in Franklin Circuit Court to collect delinquent employer contributions; and shall notify the Finance & Administration Cabinet who may choose to withhold state appropriations to the employer until such time the contributions are made; create a new section of KRS 61.510 to 61.705 to: require certain quasi-governmental employers participating KERS to report the use of contracted or leased employees to the system and to require the system to report the compiled data annually to the state budget director and the Legislative Research Commission; provide system with authority to audit an employer to verify the use of contracted/leased employees; provide intent language that provides future appropriations to help subsidize retirement costs for these employers based upon process of bringing contracted/leased employees back into KERS; specify factors that may result in loss of subsidy; make technical and clarifying corrections. APPROPRIATION. EMERGENCY.

Senate Floor Amendment (3) Amend KRS 61.565 relative to the appeals process for assigning liabilities to employers: provide that all employers, not just universities, may appeal retirement costs assigned to them in the bill for situations where the employers have hired employees to provide services to the executive branch via a contract with the executive branch or are contracted to provide services at facilities previously operated by the executive branch; provide that costs that shall be paid by the executive branch for these contracted employees shall begin July 1, 2022; require reporting to the Public Pension Oversight Board on the appeals process results; amend new section of KRS Chapter 61 (Section 7) regarding reporting and potential subsidies to certain quasi-state employers in the Kentucky Employees Retirement System (KERS) to adjust list of agencies who are exempt from potential subsidies to help pay retirement costs; provide that subsidies shall be offset by changes occurring in the appeal process in KRS 61.565; make technical amendments; EMERGENCY; APPROPRIATION.

## RECENT STATUS

3/23/2021 - **SIGNED BY GOVERNOR**

3/12/2021 - delivered to Governor

3/12/2021 - Enrolled, Signed by President of the Senate

[HB8 Bill Page](#) →

## HB25 KENTUCKY EDUCATIONAL EXCELLENCE SCHOLARSHIP *(TIMONEY, KILLIAN)*

AN ACT relating to the Kentucky Educational Excellence Scholarship.

Amend KRS 164.7874 to delete the requirement that an eligible high school student and eligible postsecondary student not be a convicted felon for KEES eligibility purposes.

## RECENT STATUS

3/12/2021 - (S) SECOND READING, to Rules

3/11/2021 - (S) FIRST READING to Regular

3/11/2021 - (S) Reported Favorably

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## HB33 EMPLOYMENT PROVISIONS FOR EMPLOYEES ON PARENTAL LEAVE *(RAYMOND, JOSIE)*

AN ACT relating to employment provisions for employees on parental leave.

Create a new section of KRS Chapter 337 to require employers with 50 or more employees to provide 12 weeks of paid parental leave for an employee who has been employed for at least one year; allow an employee to waive the paid parental leave; provide for the promulgation of administrative regulations.

## RECENT STATUS

1/5/2021 - Introduced (Pre-Filed)

9/4/2020 - Pre-Filed

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## HB113 TEACHERS' RETIREMENT SYSTEM *(MILLER, JERRY T.)*

AN ACT relating to the Teachers' Retirement System.

Create a new section of KRS 161.220 to 161.716 to permit the Teachers' Retirement System (TRS) to use and accept electronic signatures as deemed appropriate; amend KRS 161.220 to add anti-salary spiking measures to the definition of "final average salary" and provide noncodified language detailing that change shall not increase benefits or increase liability to the system; amend KRS 161.290 to require all public employers to grant paid leave to teacher trustees serving on the TRS board; amend KRS 161.310 to specify the types of remuneration included in retirement incentives, require that costs billed to employers for retirement incentives not be an obligation of the state, and specify that retirement incentives shall not increase final average salary or annual compensation; amend KRS 161.340 to add insurance to the items for which TRS may contract, delete the requirement for the procurement of

fiduciary bonds for board trustees and the executive secretary, and authorize the board to expend funds as necessary for indemnification and self-insurance; amend 161.470 to specify when a member who leaves service prior to retirement is eligible for a refund and to make technical amendments; amend KRS 161.480 to automatically designate a TRS member's spouse as beneficiary for an active member's account balance upon employment until changed by the member and declare the member's spouse as beneficiary of the active member's account balance if all named beneficiaries predecease the active member or the member fails to designate a beneficiary; amend KRS 161.500 to specifically address service credit for contracts exceeding 185 days; amend KRS 161.515 to reference new retirement factors for out-of-state service purchases; amend KRS 161.540 to specify eligibility requirements for including annual leave credit in the retirement calculation for calendar-year contracts; amend KRS 161.545 to provide that full-time sabbatical leave by university staff participating in the TRS shall be deemed full-time employment for retirement purposes and require employee and employer contributions to be paid during the period of sabbatical leave; amend KRS 161.553 to adjust the cost schedules of providing statutory benefit improvements for annuitants; amend KRS 161.560 to adjust the methods by which participating employers file contribution data and set penalties for noncompliance; amend KRS 161.597 to require a refund of prior installment payments and a reduction in service credit for a member in default on installment payments; amend KRS 161.605 to provide that breaks in service are required before returning to work for the employer even if in a position not covered by TRS, begin running of breaks in service from date of retirement, prohibit prearranged agreements between a retiring member and employer for a member to return to work after retirement and require certification thereof, and require retired members returning to work for state-supported universities and community colleges to comply with the separation-from-service requirements; amend KRS 161.612 to reduce the \$500 minimum monthly disability benefit dollar-for-dollar by benefit payments from all state-administered retirement systems for part-time employees and substitute teachers participating in TRS who apply for disability benefits on or after July 1, 2021, and specify that part-time employees and substitute teachers are not eligible to apply for a disability retirement allowance if they are eligible for an unreduced retirement benefit; amend KRS 161.614 to include mediation awards as a method that may be binding for the adjustment of a member's account; amend KRS 161.620 to specify that partial years qualify a member for 3% retirement factor in excess of 30 years as authorized by the TRS board; amend KRS 161.643 to authorize TRS to require more frequent submission of reports and other data by participating employers who employ retired members of the system; amend KRS 161.630 to distinguish that a member may cancel "indefinitely" continuing spousal benefits upon divorce, annulment or marriage by exercising the pop-up option; amend KRS 161.650 to automatically designate a TRS member's spouse as beneficiary for a retired member's remaining account balance at the time of death unless changed by the member and declare the member's spouse as beneficiary of the retired member's remaining account balance if all named beneficiaries predecease the retired member or the member fails to name a beneficiary for the account balance; amend KRS 161.655 to automatically designate a TRS member's spouse as beneficiary for the life insurance benefit available to active and retired members unless changed by the member, and to declare the member's spouse as beneficiary of the life insurance benefit available to active and retired members if, upon the death of the member, all named beneficiaries predecease the member or the member fails to name a beneficiary; amend KRS 161.661 to provide that members who begin participating on or after July 1, 2021, shall not be eligible for a disability benefit if they are eligible for any unreduced benefit and that they shall have their \$500 minimum monthly disability benefit reduced dollar-for-dollar by benefit payments from all state-administered retirement systems; and amend KRS 161.680 to detail the system's authority to collect overpayments.

Senate Floor Amendment (1): Retain original provisions; make technical amendment to KRS 161.515(5) to conform to related legislation.

## RECENT STATUS

3/30/2021 - delivered to Governor

3/30/2021 - Enrolled, Signed by President of the Senate

3/30/2021 - Enrolled, Signed by Speaker of the House

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## HB145 STUDENT DISCIPLINE AT PUBLIC POST-SECONDARY EDUCATION INSTITUTIONS (BANTA, KIM)

AN ACT relating to student discipline at public postsecondary education institutions.

Amend KRS 164.370 to require each governing board of a public postsecondary education institution to adopt a student code of conduct that includes disciplinary procedures; set minimum requirements for the disciplinary procedures; require the institution to provide additional rights to students eligible to receive certain punishments; require a governing board to permit a student whose residence is in campus housing to appeal to the governing board; require a governing board to permit a student organization whose affiliation with the institution has been terminated to appeal to the governing board; permit a student to appeal a final decision of a governing board in accordance with KRS Chapter 13B, except that the student shall have 1 year to appeal; define "student"; title the

Act "the Kentucky Student Administrative Rights Protection Act."

House Committee Substitute (1) Retain all original provisions; add definitions for "complainant," "participant," and "Title IX"; clarify the role of Title IX complainants in student disciplinary proceedings; clarify the presumption of innocence; require that participants be granted reasonable and continuous access to the record of evidence; permit audio recordings of proceedings; clarify the right to be represented by counsel; require hearing evidence to be relevant; incorporate a rape shield provision, reduce the period of time to appeal a final order of the governing board from 2 years to 30 days; give a Title IX complainant equal rights to and upon appeal; give any student participant the right to appeal a decision; create a new section of KRS 164 to require that each public postsecondary education institution publish an annual student discipline report and submit the report to the Interim Joint Committee on Education; and establish short title of "The Kentucky Campus Due Process Protection Act".

House Floor Amendment (1) Retain all original provisions except amend the definition of "complainant"; require the record to contain pleadings and evidence; require the presence of a support person at any phase in the disciplinary process; reflect federal limitations on the cross-examination of all students; permit the governing board to designate an authority to issue a final order in a student disciplinary proceeding; specify that nothing in the bill is intended to impede an institution's ability to take reasonable interim measures during a timely investigation and adjudication of a student disciplinary matter, including adjustments to student housing arrangements; remove approximate household income as a required student demographic in the student discipline report filed by public postsecondary education institutions; require institutions to report the general source of allegations in the student discipline report.

House Floor Amendment (2) Amend definition of "complainant" to include all crime victims; require that cross-examination conducted personally by a participant be conducted by written questions submitted to be reviewed and read by a neutral hearing officer; permit an institution to require one or more representatives of a class of student victims to serve as the complainant in a disciplinary proceeding when the class-action requirements are met.

### RECENT STATUS

3/3/2021 - (S) Referred to Committee Senate Education (S)

3/2/2021 - received in Senate

3/1/2021 - (H) THIRD READING, passed 69-22 with Committee Substitute and floor amendments (1) and (2)

[HB145 Bill Page](#) →

## HB153 DUAL CREDIT SCHOLARSHIPS *(TIPTON, JAMES)*

AN ACT relating to dual credit scholarships.

Amend KRS 164.786 to add two career and technical education courses per year to the Dual Credit Scholarship; amend KRS 164.787 to delete the dual credit provisions from the Work Ready Scholarship.

### RECENT STATUS

1/5/2021 - Introduced

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## HB163 TEACHER CERTIFICATION *(HUFF, REGINA)*

AN ACT relating to teacher certification.

Amend KRS 161.030 to require the Education Professional Standards Board to reissue certification for a lapsed certificate to an applicant who holds a master's degree and is not subject to denial of a certificate under KRS 161.120.

House Committee Substitute (1) Amend KRS 161.030 to require the Education Professional Standards Board to issue an emeritus certificate to a retired individual who meets specified requirements and is not subject to denial of a certificate under KRS 161.12; create a one-time exception certificate to be issued by the EPSB to applicants whose certificate has expired and meets specified requirements.

## RECENT STATUS

3/30/2021 - delivered to Governor  
3/30/2021 - Enrolled, Signed by President of the Senate  
3/30/2021 - Enrolled, Signed by Speaker of the House

[HB163 Bill Page](#) →

## HB181 LACTATION ACCOMODATIONS FOR STUDENTS (RAYMOND, JOSIE)

AN ACT relating to lactation accommodations for students of public institutions of postsecondary education. Create a new section of KRS Chapter 164 to require public postsecondary institutions to provide accommodations for lactating students; specify the accommodations required; allow institutions to use existing facility space to meet the requirements; require reasonable time to accommodate the lactating student's needs without academic penalty; require institutions subject to this section draft policies ensuring this section is implemented.

## RECENT STATUS

1/6/2021 - Introduced

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## HB184 KENTUCKY EDUCATIONAL EXCELLENCE SCHOLARSHIPS (FREELAND, CHRIS)

AN ACT relating to Kentucky Educational Excellence Scholarships. Amend KRS 164.7879 to allow a student who attends an out of state high school or Department of Defense school due to a parent's military transfer to earn a KEES award if the student earned a base amount in a previous year at a Kentucky high school.

## RECENT STATUS

3/12/2021 - (S) SECOND READING, to Rules  
3/11/2021 - (S) FIRST READING to Regular  
3/11/2021 - (S) Reported Favorably

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## HB187 STUDENT JOURNALIST FREEDOM (SCOTT, ATTICA)

AN ACT relating to student journalist freedom. Create a new section of KRS Chapter 158 to make legislative findings; establish definitions; provide additional free speech protections for student journalists; place limitations on additional protections; provide protection for student media advisors; require each district to adopt a written policy for time, place, and manner restrictions, and for an appeals procedure; provide that student speech not be considered school speech; provide that a student journalist or student media advisor may seek injunctive relief; establish the short title of "New Voices Act".

## RECENT STATUS



## HB192 EXECUTIVE BRANCH BUDGET (PETRIE, JASON)

AN ACT relating to appropriations measures providing funding and establishing conditions for the operations, maintenance, support, and functioning of the government of the Commonwealth of Kentucky and its various officers, cabinets, departments, boards, commissions, institutions, subdivisions, agencies, and other state-supported activities.

Free Conference Committee Report 1: The State/Executive Branch Budget: Detail Part I, Operating Budget; appropriate to General Government: 2019-2020: \$21,535,000, 2020-2021: \$2,233,082,500, 2021-2022: \$1,722,270,500; appropriate to the Economic Development Cabinet: 2020-2021: \$30,692,000, 2021-2022: \$30,419,200; appropriate to the Department of Education: 2020-2021: \$5,087,565,600, 2021-2022: \$5,080,946,900; appropriate to the Education and Workforce Development Cabinet: 2020-2021: \$224,230,300, 2021-2022: \$224,015,100; appropriate to the Energy and Environment Cabinet: 2019-2020: \$700,000, 2020-2021: \$301,176,900, 2021-2022: \$277,724,100; appropriate to the Finance and Administration Cabinet: 2019-2020: \$2,800,000, 2020-2021: \$992,780,800, 2021-2022: \$1,012,246,500; appropriate to the Health and Family Services Cabinet: 2019-2020: \$300,000, 2020-2021: \$17,697,378,000, 2021-2022: \$17,785,002,800; appropriate to the Justice and Public Safety Cabinet: 2019-2020: \$17,216,900, 2020-2021: \$1,269,870,200, 2021-2022: \$1,283,034,800; appropriate to the Labor Cabinet: 2020-2021: \$1,642,204,900, 2021-2022: \$760,943,200; appropriate to the Personnel Cabinet: 2020-2021: \$63,150,200, 2021-2022: \$165,770,400; appropriate to Postsecondary Education: 2019-2020: \$497,400, 2020-2021: \$8,533,136,000, 2021-2022: \$8,935,608,700; appropriate to the Public Protection Cabinet: 2020-2021: \$167,314,500, 2021-2022: \$125,951,800; appropriate to the Tourism, Arts and Heritage Cabinet: 2019-2020: \$2,700,000, 2020-2021: \$269,047,600, 2021-2022: \$276,139,700; appropriate to the Budget Reserve Trust Fund: 2020-2021: \$134,346,300, 2021-2022: \$608,598,500; not included in the appropriation amounts are capital project amounts as follows: 2019-2020: \$16,000,000, 2020-2021: \$8,905,731,500, 2021-2022: \$367,131,600; detail Part II, Capital Projects Budget; detail Part III, General Provisions; detail Part IV, State Salary/Compensation, Benefit, and Employment Policy; detail Part V, Funds Transfer; detail Part VI, General Fund Budget Reduction Plan; detail Part VII, General Fund Surplus Expenditure Plan; detail Part VIII, Road Fund Budget Reduction Plan; detail Part IX, Road Fund Surplus Expenditure Plan; detail Part X, Phase I Tobacco Settlement; and detail Part XI, Executive Branch Budget Summary; APPROPRIATION.

### RECENT STATUS

3/30/2021 - delivered to Secretary of State

3/30/2021 - Enrolled, Signed by President of the Senate

3/30/2021 - Enrolled, Signed by Speaker of the House



## HB202 NURSING (JOHNSON, DJ)

AN ACT relating to nursing.

Amend KRS 314.011 to expand the definition of "licensed practical nursing practice" and to expand the definition of "advanced practice registered nursing;" amend KRS 314.021 to grant the Kentucky Board of Nursing additional regulatory authority; amend KRS 314.042 to clarify when the board may authorize a person to practice as an advanced practice registered nurse temporarily; amend the reviewing procedure for a Collaborative Agreement for the Advanced Practice Registered Nurse's Prescriptive Authority for Nonscheduled Legend Drugs (CAPA-NS); amend when an advanced practice registered nurse is exempt from the Collaborative Agreement for the Advanced Practice Registered Nurse's Prescriptive Authority for Nonscheduled Legend Drugs requirement; and clarify the procedures for when an advanced practice registered nurse may obtain a controlled substance certificate; amend KRS 314.107 to allow for additional forms of correspondence; amend KRS 314.131 to grant the Kentucky Board of Nursing additional regulatory authority; repeal KRS 314.196, relating to the Collaborative Prescribing Agreement Joint Advisory Committee.

House Committee Substitute (1) Delete KRS 314.011 to remove the changes made expanding the definition of "registered nursing practice," "advanced practice registered nursing," and "licensed practical nursing practice."

## RECENT STATUS

3/25/2021 - **SIGNED BY GOVERNOR**

3/16/2021 - delivered to Governor

3/16/2021 - Enrolled, Signed by President of the Senate

[HB202 Bill Page](#) →

## HB210 ADOPTION LEAVE *(HEAVRIN, SAMARA)*

AN ACT related to adoption leave.

Amend KRS 337.015 to require employers to provide the same leave policies to adoptive parents as they provide to birth parents; change the applicable age of an adoptive child from seven to ten; create an exemption for specified categories of adoption.

## RECENT STATUS

3/23/2021 - **SIGNED BY GOVERNOR**; (Acts Ch. 76)

3/15/2021 - delivered to Governor

3/15/2021 - Enrolled, Signed by President of the Senate

[HB210 Bill Page](#) →

## HB214 PURCHASE OR LEASE OF PERSONAL PROTECTIVE EQUIPMENT *(KOCH, MATTHEW)*

"AN ACT relating to the purchase or lease of personal protective equipment and declaring an emergency.

Create a new section of KRS Chapter 42 to mandate that personal protective equipment purchased or leased in the Commonwealth of Kentucky be manufactured or produced in the United States; create exceptions that are to be monitored by the Finance and Administration Cabinet and the Attorney General; assign penalties for violations.

House Committee Substitute (1) Retain original provisions except make applicable only to public agencies; amend exceptions allowed; exclude health care providers from provisions; EMERGENCY.

House Floor Amendment (1) Amend the definition of "public agency" and specify that state and university affiliated hospitals are excluded from the provisions of the Act; EMERGENCY.

## RECENT STATUS

3/3/2021 - (S) Referred to Committee Senate Economic Development, Tourism, and Labor (S)

3/2/2021 - received in Senate

3/1/2021 - (H) THIRD READING, passed 88-7 with Committee Substitute, floor amendment (1), and committee amendment (1-title)

[HB214 Bill Page](#) →

## HB234 KENTUCKY COMMUNITY AND TECHNICAL COLLEGE SYSTEM *(FISTER, DANIEL)*

AN ACT relating to the Kentucky Community and Technical College System, making an appropriation therefor, and declaring an emergency.

Create a new section of KRS Chapter 164 to establish the Kentucky Community and Technical College endowment matching fund;



transfer \$3 million annually to the fund from general fund; authorize promulgation of administrative regulations.

## RECENT STATUS

1/9/2021 - Introduced

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## HB235 KENTUCKY EDUCATIONAL EXCELLENCE SCHOLARSHIP (LOCKETT, MATT)

AN ACT relating to the Kentucky Educational Excellence Scholarship.

Amend KRS 164.7883 to provide Kentucky Educational Excellence Scholarships eligibility for enrollment in a Navy Reserve Officers Training Corps program at an out-of-state institution located in a state within the Southern Regional Education Board.

## RECENT STATUS

3/12/2021 - (S) SECOND READING, to Rules

3/11/2021 - (S) FIRST READING to Regular

3/11/2021 - (S) Reported Favorably

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## HB239 STUDENT LOAN SERVICES (MINTER, PATTI)

AN ACT relating to student loan servicers.

Establish Subtitle 12 of KRS Chapter 286 and create sections thereof; define terms; establish licensing requirements for certain student loan servicers; establish requirements for student loan servicing activities; require student loan servicers to comply with applicable state and federal law; establish fines for violations of the subtitle; establish a private right of action for violations of the subtitle; permit the commissioner to monitor risk to consumers relating to servicing student loans; require the commissioner to designate a student loan ombudsman; set forth requirements for student loan ombudsman; state that provisions of this Act shall be severable.

## RECENT STATUS

1/9/2021 - Introduced

[HB239 Bill Page](#) →

## HB241 WAGERING (KOENIG, ADAM)

AN ACT relating to wagering and making an appropriation therefor.

Establish KRS Chapter 239 and create new sections to define "adjusted gross revenue," "beginner," "cabinet," "confidential information," "entry fee," "fantasy contest," "fantasy contest operator," "fantasy contest participant," "highly experienced player," "immediate family," "location percentage," "net poker revenue," "online poker," "person," "principal stockholder," "rake," "registered fantasy contest operator," "script," "secretary," and "wager"; establish requirements for registration as a fantasy contest operator; require the cabinet to promulgate administrative regulations for the operation of fantasy contests; establish the wagering administration fund and direct the uses of that fund; establish the Kentucky problem gambling assistance account and direct the uses



of that account; require an annual audit of fantasy contest registrants; establish requirements for fantasy contest procedures; require any person offering online poker in the Commonwealth to have a license from the cabinet and require the cabinet to promulgate administrative regulations prescribing requirements for licensure including geolocation software, age verification, and security and accounting standards; establish an online poker account in the State Treasury; amend KRS 230.210 to define "professional sports venue" and "sports wagering"; create new sections of KRS Chapter 230 to require the racing commission to institute a system of sports wagering at tracks and other specified locations; limit the types of events upon which wagers may be placed; amend KRS 230.215 to declare the intent to allow citizens to enjoy sports wagering and allow the racing commission to promulgate administrative regulations prescribing conditions under which sports wagering is to be conducted; amend KRS 230.225, 230.240, and 230.260 to include sports wagering; create a new section of KRS Chapter 230 to establish sports wagering licensure requirements; amend KRS 230.320 to conform; amend KRS 230.361 to include sports wagering; amend KRS 230.3615 to conform; create a new section of KRS Chapter 138 to define "adjusted gross income" and impose a tax on sports wagering; amend KRS 230.362, 230.363, 230.364, 230.365, 230.366, 230.369, 230.371, 230.372, 230.373, 230.374, and 230.750 to conform; create a new section of KRS Chapter 230 to prohibit participants from wagering on events in which they participate and to prohibit tampering with the outcome of a sporting event; amend KRS 230.990 to provide penalties for participants who wager on sporting events or tamper with the outcome of a sporting event; amend KRS 243.500 to exempt sports wagering and online poker; amend KRS 525.090 to exempt sports wagering; amend KRS 528.010 to exempt fantasy contests, sports wagering, and online poker and the devices used in the conduct of those forms of wagering; amend KRS 528.020, 528.070, and 528.080 to exempt fantasy contests, sports wagering, and online poker; create a noncodified section to assert that the provisions of the Act are severable.

## RECENT STATUS

1/9/2021 - Introduced

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## HB242 COMPLIANCE WITH STATE AND FEDERAL LAW *(BECHLER, LYNN)*

AN ACT relating to compliance with state and federal law.

Amend KRS 65.133 to require local law enforcement agencies and Kentucky State Police to enforce all laws; create a new section of KRS Chapter 65 to define terms, including "sanctuary" and "sanctuary policy"; prohibit local governments from adopting sanctuary policies; establish hearing procedures for determination of sanctuary status; provide for the withholding of state funding from sanctuaries; create new sections of KRS Chapter 164 to prohibit postsecondary educational institutions from enrolling, employing, or contracting with illegal aliens; require postsecondary educational institutions to keep records of immigration status; provide for the withholding of state funding from postsecondary educational institutions that enroll, employ, or contract with illegal aliens; limit who may be considered a Kentucky resident for in-state tuition purposes; EFFECTIVE in part January 1, 2022.

## RECENT STATUS

1/9/2021 - Introduced

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## HB258 TEACHERS' RETIREMENT SYSTEM *(MASSEY, C. ED)*

AN ACT relating to the Teachers' Retirement System.

Create new sections of KRS 161.220 to 161.716 to specify that new members of the Teachers' Retirement System on or after January 1, 2022, shall receive a foundational benefit component, which shall be a traditional defined benefit plan with risk adjustments, and a supplemental benefit component which shall be a plan based upon the member's account balance; provide that the cost of the foundational benefit for these new members shall be accessed annually in the actuarial valuation; provide that if the funding level of the foundational benefit component for new nonuniversity or university members falls below 90%, the TRS board shall make one or more of the following changes to keep foundational benefit component employer costs within 8% of pay for nonuniversity members

and 5.755% of pay for university members: utilize moneys in the stabilization reserve account from any excess contributions above costs of the new plan components for new members only, utilize prospective mandatory employee and employer contributions from the supplemental benefit component, or adjust the regular interest rate, benefit factor, age and service requirements to retire, or COLAs for new members only; establish the supplemental benefit component for new members who enter TRS on or after January 1, 2022, that pays benefits based upon mandatory employee and employer contributions of two percent of pay, voluntary employee and employer contributions, and interest on the accounts equal to the five-year rolling yield on a 30-year Treasury bond; provide for vesting of employer contributions after five years; provide that a new member may take a refund, distribution, or annuitize their supplemental benefit account balance into a monthly payment based upon assumptions established by the TRS board; amend KRS 161.155 to provide that new nonuniversity TRS members on or after January 1, 2022, shall not have any lump-sum sick leave payments added to their foundational benefit component calculation but may have the payment deposited into the supplemental benefit component; repeal, reenact, and amend KRS 161.220 to establish definitions for the new foundational benefit component and supplemental benefit component for new members and make technical amendments to conform to a recent court decision; repeal, reenact, and amend KRS 161.540 to specify employee contribution rates for new TRS members on or after January 1, 2022, which for new nonuniversity members shall be 14.75% of pay with 9% going to fund the foundational benefit component, 2% to fund the supplemental benefit component, and 3.75% to fund retiree health benefits and for new university members shall be 9.775% of pay with 5% going to fund the foundational benefit component, 2% to fund the supplemental benefit component, and 2.775% to fund retiree health benefits; specify level of reduction to retiree health contribution once retiree health fund achieves 100% funding; repeal, reenact, and amend KRS 161.550 to conform language to a recent court decision and specify actual fixed employer rates being paid; provide that the maximum employer contribution rate for new members on or after January 1, 2022, shall be 10.75% for nonuniversity members with 8% going to fund the foundational benefit component, 2% to fund the supplemental benefit component, and 0.75% to fund retiree health benefits and 9.775% for university members with 5.775% going to fund the foundational benefit component, 2% to fund the supplemental benefit component, and 2% to fund retiree health benefits; specify level of reduction to employer retiree health contribution once retiree health fund achieves 100% funding; repeal, reenact, and amend KRS 161.600 to provide that new nonuniversity members on or after January 1, 2022, shall be eligible to retire with no reduction in benefits upon attaining age 65 with 5 years of service, age 60 with 10 years of service, or age 55 with 30 years of service or with a reduced benefit at age 55 with 10 years of service; repeal, reenact, and amend KRS 161.620 to provide that new nonuniversity TRS members shall receive a benefit factor in the foundational benefit of 1.7% up to 2.4% based upon the member's age and years of service and new university TRS members shall receive a benefit factor in the foundational benefit of 0.7% up to 1.4% based upon the member's age and years of service; amend KRS 161.655 to increase the life insurance benefit for new members on or after January 1, 2022, from \$2,000 and \$5,000 while active and from to \$5,000 and \$10,000 while retired; amend KRS 161.420 to set up stabilization account for new plans for new TRS members; amend KRS 161.661 to provide that TRS shall determine disability benefits by administrative regulation for new TRS members on or after January 1, 2022; repeal, reenact, and amend or repeal and reenact or amend, or amend KRS 161.400, 161.420, 161.470, 161.480, 161.500, 161.507, 161.515, 161.520, 161.522, 161.525, 161.545, 161.546, 161.547, 161.548, 161.549, 161.568, 161.580, 161.585, 161.590, 161.595, 161.605, 161.612, 161.615, 161.623, 161.630, 161.661, 161.650, 161.700, and 161.714 to make technical and conforming amendments and to conform to a recent court decision; repeal 161.235; provide that the TRS board shall make recommendations to the Public Pension Oversight Board on how and when to distribute actuarial gains to restore previously reduced benefits in the foundational benefit component or distribute additional contributions to the supplemental benefit component; Sections 1 to 41 effective January 1, 2022.

Senate Committee Substitute (1) Retain original provisions except to: amend KRS 161.600 to increase minimum retirement age for new Teachers' Retirement System (TRS) members who enter the system on or after 1/1/2022 from age 55 to 57; amend KRS 161.220 to extend current statutory anti-pension spiking provisions in last 3 years of employment to last 5 for new TRS members; amend KRS 161.605 to provide that TRS members who retire on after 1/1/2022 and return to work after that date in a TRS eligible position shall not earn benefits in a second retirement account; and amends Sections 1, 2, and 42 to clarify that no retroactive benefit improvements shall be made by the TRS board for new TRS members in the new plan design.

Senate Floor Amendment (1) Retain original provisions except to provide that the prohibition on second retirement accounts shall only apply to new members who enter the system on or after January 1, 2022, who then subsequently retire, and return to work in a position covered by the Teachers' Retirement System.

## RECENT STATUS

3/29/2021 - delivered to Secretary of State (Acts Ch. 157)

3/29/2021 - Enrolled, Signed by President of the Senate

3/29/2021 - Enrolled, Signed by Speaker of the House


HB258 Bill Page →

AN ACT relating to early literacy education and making an appropriation therefor.

Amend KRS 158.791 to set forth the intent of the General Assembly with regard to reading instruction, supports, and interventions; define the Department of Education's role in assisting local school districts with regard to reading instruction, supports, and interventions; require the department to collaborate with designated agencies on reading programing, materials, and activities; amend KRS 158.305 to replace references to "response to intervention" systems with "multi-tiered system of supports"; require school districts to submit evidence of implementation of a multi-tiered system of supports by October 1 of each year; require the department to provide technical assistance and training on a multi-tiered system of supports upon the request of a school district; require the department to develop and maintain lists of approved universal screeners, diagnostic assessments, and comprehensive reading programs; require a local board of education to adopt and implement a reading universal screener and reading diagnostic assessment by January 1, 2022; permit a local school district to adopt a common comprehensive reading program for K-3; require all K-3 teachers to be trained in any reading diagnostic assessment and universal screener adopted by a local board; establish requirements for the administration of reading universal screeners by grade-level; define and establish the requirements for a reading improvement plan; require the department to establish reading teacher academies or coaching models by September 1, 2022, if funds are appropriated; amend KRS 158.840 to require CPE and EPSB to report to the IJCE on teacher preparation programs compliance; create a new section of KRS Chapter 164 to require postsecondary institutions offering early childhood or elementary teacher preparation programs to include designated instruction; require the EPSB to maintain a list of approved reading teacher preparation tests; require all new teachers seeking certification in Interdisciplinary Early Childhood Education or Elementary School to take an approved reading teacher preparation test; amend KRS 164.0207 to rename the Reading Diagnostic and Intervention Grant Steering Committee the Read to Succeed Council; amend KRS 156.553 and 158.070 to conform; designate the Act as "the Read to Succeed Act;" APPROPRIATION.

#### RECENT STATUS

1/13/2021 - Introduced

[HB270 Bill Page](#) 

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### **HB271** EARLY ENTRY INCENTIVE PILOT PROGRAM *(TIPTON, JAMES)*

AN ACT relating to the Kentucky Early Entry Initiative pilot program and declaring an emergency.


Create a new section of KRS Chapter 161 to define "early career teachers"; establish the Kentucky Early Entry Initiative pilot program; define the purposes and objectives of the pilot program; outline the three-year structure of the program; require an evaluation report be submitted to the Legislative Research Commission by December 1, 2024; establish the short title of "Kentucky Early Career Teachers Act"; EMERGENCY.

#### RECENT STATUS

3/29/2021 - (H) recommitted to committee House Appropriations & Revenue (H)

3/29/2021 - (H) Posted for Passage in Regular Orders of the Day; w/ HCS 1 and HCA 1t

3/16/2021 - (H) Posted for Passage in Regular Orders of the Day; w/ HCS 1 and HCA 1t

[HB271 Bill Page](#) 

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### **HB337** CONCEALED DEADLY WEAPONS *(MADDOX, SAVANNAH)*

AN ACT relating to concealed deadly weapons.

Repeal KRS 237.115 interpreting the application of the concealed carry deadly weapon licensing statute to postsecondary facilities and permitting state and local governments to pass legislation limiting concealed carry in buildings controlled by that government; amend various sections to conform.

#### RECENT STATUS

2/2/2021 - Introduced

[HB337 Bill Page](#) →

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## **HB338** KENTUCKY EDUCATIONAL EXCELLENCE SCHOLARSHIP *(LAWRENCE, WILLIAM)*

AN ACT relating to the Kentucky Educational Excellence Scholarship program.  
Amend KRS 164.7874 to add proprietary institutions to KEES eligible institutions; define proprietary institution.

### RECENT STATUS

3/4/2021 - (S) Returned to Committee Senate Education (S)  
3/4/2021 - (S) SECOND READING  
3/4/2021 - (S) Taken From Committee

[HB338 Bill Page](#) →

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## **HB369** SUPPLEMENTARY EDUCATION *(BLANTON, JOHN)*

AN ACT relating to supplementary education and declaring an emergency.  
Allow public high school students currently enrolled in Kentucky to request to use the 2021-2022 school year as a supplemental school year to retake and supplement coursework already completed; require local boards of education to either approve or deny all requests; allow Kentucky nonpublic schools to also implement supplemental school years; ensure students utilizing supplemental school years are not ineligible to participate in KHSAA activities; raise age limit for KHSAA activities to 20 for those students utilizing supplemental school years; EMERGENCY.

### RECENT STATUS

2/4/2021 - Introduced

[HB369 Bill Page](#) →

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## **HB383** SCHOLARSHIPS *(MCCOOL, BOBBY)*

AN ACT relating to scholarships.  
Amend KRS 164.786 to add two career and technical education courses per year to the Dual Credit Scholarship; amend KRS 164.787 to rename the Work Ready Scholarship the Better Kentucky Promise Scholarship; delete the dual credit provisions from the program; revise the definitions of eligible institution and eligible program of study; require enrollment of at least nine hours each semester; grandfather students already participating in the Work Ready Scholarship; cite the Act as the Better Kentucky Promise Scholarship Act.

### RECENT STATUS

3/11/2021 - (H) recommitted to committee House Appropriations & Revenue (H)  
3/2/2021 - (H) SECOND READING, to Rules  
3/1/2021 - (H) FIRST READING

## HB397 SCHOLARSHIPS FOR VETERANS AND THEIR FAMILIES (STEVENSON , PAMELA)

AN ACT relating to scholarships for veterans and their families.

Amend KRS 164.507 and 164.515 to remove the limitation that earning a degree terminates the benefit.

### RECENT STATUS

2/4/2021 - Introduced

## HB471 ATHLETICS (BECHLER, LYNN)

AN ACT relating to athletics.

Amend KRS 156.070 to designate the NAIA and NJCAA as organizations the Kentucky Board of Educaion must consider in establishing athletic programs, require the Board of Education or agency designated by the Board of Education to manage interscholastic athletics to promulgate administrative regulations or bylaws requiring schools that participate in interscholastic athletics to designate all athletic teams, activities, and sports based upon the biological sex of the students eligible to participate; prohibit male students from participating in athletic teams, activities, and sports designated as girls'; prohibit designated agencies from entertaining complaints or investigations of policies; create a cause of action against a school that violates these provisions; require that the action be brought within 2 years; create a new section of KRS Chapter 164 to require a postsecondary education institution to designate all intercollegiate and intramural athletic teams, activities, sports, and events that are sponsored or authorized by the institution based on biological sex of students eligible to participate; require that a postsecondary education institution prohibit male students from participating in athletic teams, activities, and sports designated as womens'; prohibit designated agencies from entertaining complaints or investigations of policies; create a cause of action against a postsecondary institution that violates these provisions; require that the action be brought within 2 years; title the Act: "Save Women's Sports Act."

### RECENT STATUS

2/10/2021 - Introduced

## HB502 FIREARMS (BROWN JR., GEORGE A.)


AN ACT relating to firearms and declaring an emergency.

Create new sections of KRS Chapter 237 to specify definitions for "assault weapons," "large-capacity ammunition-feeding devices," and "ammunition sellers"; require background checks for private firearms sales; require reporting to law enforcement of firearm and ammunition thefts and losses; require the safe storage of firearms; amend KRS 395.250 to require an estate's inventory to list each firearm; amend KRS 403.735 and 456.050 to require judges, when issuing an order of protection or interpersonal protective order, to consider whether a person against whom the order is entered should be prohibited from possessing an firearm; amend KRS 504.030 to require judges in criminal cases where a person is found not guilty by reason of insanity to demand the surrender of the defendant's firearms; amend KRS 237.104 to conform; amend KRS 506.080 to specify that the offense of facilitation includes assistance in providing firearms; amend KRS 508.020 to include physical injury to a minor by virtue of the intentional discharge of a

firearm within the offense of assault in the second degree; create a new section of KRS Chapter 527 to create the offense of criminal purchase or transfer of a firearm; amend KRS 527.040 to require that the sentence for a felon in possession of a firearm be served subsequent to any other felony sentence; amend KRS 527.070 to include postsecondary education facilities within the existing ban on firearms in schools; amend KRS 532.030 to require the judge pronouncing a defendant guilty but mentally ill to demand the surrender of the person's firearms; create a new section of KRS Chapter 237 to require the State Police to promulgate administrative regulations relating to the licensing of persons to possess handguns and assault weapons, the registration of handguns and assault weapons, and the logging of firearms and ammunition sales effective January 1, 2022; amend KRS 532.025 to conform; amend KRS 237.115 to conform; repeal KRS 65.870; EMERGENCY; some provisions EFFECTIVE January 1, 2022.

#### RECENT STATUS

2/11/2021 - Introduced

[HB502 Bill Page](#) 

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### **HB525** TEACHER CERTIFICATION *(NEMES, JASON)*

AN ACT relating to teacher certification.

Create a new section of KRS Chapter 161 to require teacher preparation programs to include a competency demonstration option as an alternative to obtaining a passing score on assessments required for certification; amend KRS 161.030 and 161.010 to conform.

#### RECENT STATUS

2/11/2021 - Introduced

[HB525 Bill Page](#) 

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### **HB555** BRANCH BUDGET BILLS *(PETRIE, JASON)*

AN ACT relating to branch budget bills.


Amend KRS 48.720, relating to branch budget bills, to make technical corrections.

#### RECENT STATUS

3/4/2021 - (H) posted in committee House Appropriations & Revenue (H)

3/4/2021 - (H) Returned to Committee House Appropriations & Revenue (H)

3/4/2021 - (H) SECOND READING

[HB555 Bill Page](#) 

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### **HB556** FISCAL MATTERS AND RURAL HOSPITAL APPROPRIATIONS *(BENTLEY, DANNY)*

AN ACT relating to fiscal matters and making an appropriation therefor.

Amend KRS 48.310, relating to branch budget bills, to make technical corrections.

House Committee Substitute (1) Appropriate General Fund moneys in the amount of \$20 million to the rural hospital operations and facilities revolving loan fund; APPROPRIATION.

Senate Committee Substitute (1): Retain original provisions; create new sections in KRS Chapter 148 to provide for the Harrodsburg Sestercentennial Commission; amend KRS 197.045 and 532.100 to provide certain performance-based funding in certain situations for jails; create a new section of KRS Chapter 65 to appropriate \$10 million to the West End Opportunity Partnership, conditioned upon receipt of certain funding from private sector investors and a consolidated local government; appropriate various amounts from various sources in fiscal year 2021-2022 to the Community Services and Local Facilities budget unit, Justice Administration budget unit, Court Operations and Administration budget unit, Community Services and Local Facilities budget unit, Facilities and Support Services budget unit, School Facilities Replacement and Renovation Fund, and Learning and Results Services budget unit; amend certain provisions of the Judicial Branch Budget, 2021 Regular Session HB 195/VO; require reporting by the Court of Justice to the Interim Joint Committee on Appropriations and Revenue by September 1, 2021; APPROPRIATION.

Free Conference Committee Report (1): Retain original provisions of the Senate Committee Substitute 1 of HB 556, except that the sentencing credits start in fiscal year 2021-2022 and continue through fiscal year 2023-2024; the \$30 million appropriation to the Community Services and Local Facilities budget unit is to be used for both the sentencing credits and the per diem amount for those inmates enrolled in and attending evidence-based program; the \$75 million appropriation to the School Facilities Construction Commission to support local area vocational education center renovation costs; APPROPRIATIONS; EMERGENCY.

## RECENT STATUS

3/30/2021 - delivered to Governor

3/30/2021 - Enrolled, Signed by President of the Senate

3/30/2021 - Enrolled, Signed by Speaker of the House

HB556 Bill Page →

## HB577 VOCATIONAL REHABILITATION (MASSEY, C. ED)

AN ACT relating to vocational rehabilitation.

Amend KRS 163.460 to define "blind vendor," "public property," and "vending facility"; and to amend definition of "office"; create a new section of KRS Chapter 163 to set forth procedures to provide priority to blind vendors to operate vending facilities on public property; amend KRS 163.470 and 163.480 to conform.

## RECENT STATUS

2/23/2021 - Introduced

HB577 Bill Page →

## HR65 COLLEGE APPLICATION MONTH (RAYMOND, JOSIE)

A RESOLUTION recognizing November as College Application Month.

Recognize November as College Application Month.

## RECENT STATUS

3/5/2021 - (H) WITHDRAWN

2/22/2021 - Introduced

HR65 Bill Page →



## SB8 EXCEPTIONS TO MANDATORY IMMUNIZATION REQUIREMENTS *(WILSON, MIKE)*

AN ACT relating to exceptions to mandatory immunization requirements and declaring an emergency.

Amend KRS 214.036 to provide exemptions from mandatory immunization for any child, emancipated minor, or adult who, personally or by a parent or guardian, submits a written sworn statement objecting to the immunization based on conscientiously held beliefs; prohibit any administrative regulation, administrative order, or executive order from requiring during an epidemic the immunization of persons who submit either a written sworn statement objecting to the immunization based on conscientiously held beliefs or the written opinion of the person's physician that such immunization would be injurious to the person's health; require the Cabinet for Health and Family Services to develop and make available on its Web site a standardized form relating to the exemptions from mandatory immunization and to accept the form after it is submitted; amend KRS 209.552 and 214.034 to conform; EMERGENCY.

Senate Committee Substitute (1) Delete original provisions; amend KRS 214.036 to provide exemptions from mandatory immunization for any child, emancipated minor, or adult who, personally or by a parent or guardian, submits a written sworn statement objecting to the immunization based on religious grounds; prohibit any administrative regulation, administrative order, or executive order from requiring during an epidemic the immunization of persons who submit either a written sworn statement objecting to the immunization based on conscientiously held beliefs or the written opinion of the person's physician that such immunization would be injurious to the person's health; require the Cabinet for Health and Family Services to develop and make available on its Web site a standardized form relating to the exemptions from mandatory immunization and to accept the form after it is submitted; EMERGENCY.

House Committee Substitute (1) Change "medical" provider to "health care" provider; EMERGENCY.

### RECENT STATUS

3/28/2021 - **BECAME LAW WITHOUT GOVERNOR'S SIGNATURE**; (Acts Ch. 147)

3/16/2021 - delivered to Governor

3/16/2021 - Enrolled, Signed by Speaker of the House

SB8 Bill Page →

## SB98 IMMUNIZATIONS *(SOUTHWORTH, ADRIENNE)*

AN ACT relating to immunizations.

Amend KRS 344.010 to define "immunization"; amend KRS 344.040 to prohibit employers from discriminating against an individual who declines immunization or requiring immunization as a condition of employment.

### RECENT STATUS

2/4/2021 - (S) Referred to Committee Senate Health & Welfare (S)

1/9/2021 - Introduced

SB98 Bill Page →

## SB106 INTERSCHLASTIC ATHLETICS *(MILLS, ROBBY)*

AN ACT relating to athletics.

Amend KRS 156.070 to require the Board of Education or agency designated by the Board of Education to manage interscholastic athletics to promulgate administrative regulations or bylaws requiring schools that participate in interscholastic athletics to designate all athletic teams, activities, and sports based upon the biological sex of the students eligible to participate; prohibit male students from participating in athletic teams, activities, and sports designated as girls'; prohibit designated agencies from entertaining complaints or investigations of policies; create a cause of action against a school that violates these provisions; require that the action

be brought within 2 years; create a new section of KRS Chapter 164 to require a public postsecondary education institution or private postsecondary education institution that is a member of a national intercollegiate athletic association to designate all intercollegiate and intramural athletic teams, activities, sports, and events that are sponsored or authorized by the institution based on biological sex of students eligible to participate; require that a public postsecondary education institution or private postsecondary education institution that is a member of a national intercollegiate athletic association prohibit male students from participating in athletic teams, activities, and sports designated as womens'; prohibit designated agencies from entertaining complaints or investigations of policies; create a cause of action against a postsecondary institution that violates these provisions; require that the action be brought within 2 years; title the Act: "Save Women's Sports Act."

#### RECENT STATUS

2/4/2021 - (S) Referred to Committee Senate Education (S)

1/11/2021 - Introduced

SB106 Bill Page 

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### **SB114** EARLY ENTRY INITIATIVE PILOT PROGRAM *(WEST, STEPHEN)*

AN ACT relating to the Kentucky Early Entry Initiative pilot program and declaring an emergency.

Create a new section of KRS Chapter 161 to define "early career teachers"; establish the Kentucky Early Entry Initiative pilot program; define the purposes and objectives of the pilot program; outline the three-year structure of the program; require an evaluation report be submitted to the Legislative Research Commission by December 1, 2024; establish the short title of "Kentucky Early Career Teachers Act"; EMERGENCY.

#### RECENT STATUS

2/2/2021 - (S) Referred to Committee Senate Education (S)

1/13/2021 - Introduced

SB114 Bill Page 

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### **SB115** EARLY LITERACY EDUCATION *(WEST, STEPHEN)*

AN ACT relating to early literacy education and making an appropriation therefor.

Amend KRS 158.791 to set forth the intent of the General Assembly with regard to reading instruction, supports, and interventions; define the Department of Education's role in assisting local school districts with regard to reading instruction, supports, and interventions; require the department to collaborate with designated agencies on reading programming, materials, and activities; amend KRS 158.305 to replace references to "response to intervention" systems with "multi-tiered system of supports"; require school districts to submit evidence of implementation of a multi-tiered system of supports by October 1 of each year; require the department to provide technical assistance and training on a multi-tiered system of supports upon the request of a school district; require the department to develop and maintain lists of approved universal screeners, diagnostic assessments, and comprehensive reading programs; require a local board of education to adopt and implement a reading universal screener and reading diagnostic assessment by January 1, 2022; permit a local school district to adopt a common comprehensive reading program for K-3; require all K-3 teachers to be trained in any reading diagnostic assessment and universal screener adopted by a local board; establish requirements for the administration of reading universal screeners by grade-level; define and establish the requirements for a reading improvement plan; require the department to establish reading teacher academies or coaching models by September 1, 2022, if funds are appropriated; amend KRS 158.840 to require CPE and EPSB to report to the IJCE on teacher preparation programs compliance; create a new section of KRS Chapter 164 to require postsecondary institutions offering early childhood or elementary teacher preparation programs to include designated instruction; require the EPSB to maintain a list of approved reading teacher preparation tests; require all new teachers seeking certification in Interdisciplinary Early Childhood Education or Elementary School to take an approved reading teacher preparation test; amend KRS 164.0207 to rename the Reading Diagnostic and Intervention Grant Steering Committee the Read to

Succeed Council; amend KRS 156.553 and 158.070 to conform; designate the Act as "the Read to Succeed Act;" APPROPRIATION. Senate Committee Substitute (1) Retain all original provisions, amend KRS 158.791 to define proficient level; amend KRS 158.305 to amend the definition of "enrichment program"; replace references to "remediating a deficiency in reading" with "increasing a student's rate of progress towards proficient performance in reading"; remove the requirement that the Department of Education maintain and approve a lists of universal screeners, reading diagnostic assessments, and comprehensive reading programs; distinguish services offered through grade three with those offered in grade four; and change the composition of the Read to Succeed Council. Senate Floor Amendment (1) Retain all original provisions except, amend KRS 158.305 to require a multi-tiered system of supports to include response to intervention instruction; retain the existing purpose and function of the reading diagnostic and intervention fund; create a new section of KRS 158 to create a literacy coaching fund; define the purpose of the literacy coaching fund; require the department to report program data to the IJCE and an external evaluator; amend KRS 158.794 to authorize the Read to Succeed Council to advise KDE on the literacy coaching program; appropriate to the literacy coaching fund \$3,000,000 in fiscal year 2021-2022 and \$3,000,000 in fiscal year 2022-2023 for the literacy coaching program; provide that the funds shall not lapse. APPROPRIATION

## RECENT STATUS

2/26/2021 - received in House

2/25/2021 - (S) THIRD READING, passed 31-2 with Committee Substitute (1) and floor amendment (1)

2/25/2021 - (S) Posted for Passage in Regular Orders of the Day; w/ SCS 1 and SFA 1

SB115 Bill Page →

## SB117 EXCEPTIONS TO IMMUNIZATION REQUIREMENTS *(SOUTHWORTH, ADRIENNE)*

AN ACT relating to exceptions to immunization requirements and declaring an emergency.

Create a new section of KRS Chapter 164 to allow an independent institution or postsecondary educational institution to require a student to receive a vaccination for disease if exemption provisions are allowed; create a new section of KRS 216B to allow a health facility to require an employee to receive a vaccination for disease if exemption provisions are allowed; EMERGENCY.

## RECENT STATUS

2/4/2021 - (S) Referred to Committee Senate Education (S)

1/13/2021 - Introduced

SB117 Bill Page →

## SB135 POSTSECONDARY EDUCATION PERFORMANCE FUND *(GIVENS, DAVID P.)*

"AN ACT relating to the postsecondary education performance fund and declaring an emergency.

Amend KRS 164.092 to revise the definition of "formula base amount"; establish a definition of "funding floor" for purposes of priority funding for postsecondary institutions; add a hold-harmless provision for fiscal year 2021-2022 and thereafter; add a stop-loss provision of 0% for fiscal year 2021-2022 and thereafter; establish how amounts distributed from the performance fund shall be treated in the biennial budget process.

Senate Committee Substitute (1) Retain original provisions; add emergency clause. EMERGENCY.

House Committee Substitute (1) Retain original provisions except specify that the funding floor shall be based on the institution's general fund appropriation as included in the 2020 budget bill; change the date for when the council shall certify amounts to the state budget director to May 1.

## RECENT STATUS

3/18/2021 - **SIGNED BY GOVERNOR**

3/12/2021 - delivered to Governor

[SB135 Bill Page](#) →

## SB214 CESSATION OF PARTICIPATION (MCDANIEL, CHRISTIAN)

AN ACT relating to cessation of participation by Kentucky Employees Retirement System employers, making an appropriation therefor, and declaring an emergency.

Amend KRS 61.522 that is effective until April 1, 2021, and effective on or after April 1, 2021, so that Kentucky Employees Retirement System employers who are voluntarily ceasing participation in the system may make multiple lump-sum payments by the set due date and to receive interest credit for early payment; EMERGENCY.

House Floor Amendment (1) Retain original provisions; add noncodified language authorizing Northern Kentucky University (NKU) to issue bonds in FY 2021 not exceeding \$320 million for the costs of ceasing participation in the Kentucky Employees Retirement System (KERS), authorize the Kentucky Asset/Liability Commission to issue notes to finance NKU bonds, and provide that notes issued have maturity of up to 30 years; APPROPRIATION

### RECENT STATUS

3/17/2021 - **SIGNED BY GOVERNOR;** (Acts Ch.28)

3/16/2021 - delivered to Governor

3/16/2021 - Enrolled, Signed by Speaker of the House

[SB214 Bill Page](#) →

## SB249 INTERCOLLEGIATE ATHLETICS (MCGARVEY, MORGAN)

AN ACT relating to intercollegiate athletics.

Create a new section of KRS Chapter 164 to define "athletic authority," "compensation," "image," "intercollegiate athletic program," "likeness," "name," "name, image, and likeness agreement," "publicity rights," "postsecondary educational institution," "social media compensation," "student athlete," and "third-party licensee"; create a new section of KRS Chapter 164 to establish that a student athlete may earn compensation for the use of the student's name, image, and likeness and may obtain a certified agent in coordination with such compensation; establish the limits and terms under which the compensation may be earned; ensure a student athlete shall not be deemed an employee or independent contractor of an institution or authority; create a new section of KRS Chapter 164 to provide protections for student athletes and institutions in regards to student athletes earning compensation from permitted name, image, and likeness agreements; establish rights and limitations of an institution or an authority over student athlete compensation; establish limits of name, image, and likeness agreements; provide that nothing in the Act shall be interpreted to modify certain state and federal laws; establish cause of action for violation of the Act; provide it may be cited as the Pay to Portray Act; EFFECTIVE July 1, 2023.

### RECENT STATUS

2/11/2021 - Introduced

[SB249 Bill Page](#) →

## SB270 POSTSECONDARY EDUCATION (MCGARVEY, MORGAN)

AN ACT relating to postsecondary education and making an appropriation therefor.

Amend KRS 161.028 to allow colleges or universities to offer teacher preparation programs with regional accreditation or national accreditation if recognized by the US Department of Education and if the institution is eligible to receive federal funding under 20 U.S.C. secs. 1061 to 1063; amend KRS 164.785 to allow a Kentucky college or university to be an eligible institution for a Kentucky tuition grant if it is accredited by SACS or a national accreditation association and if the institution is eligible for federal funding under 20 U.S.C. secs. 1061 to 1063.

Senate Floor Amendment (2) Retain original provisions; require Kentucky State University to explore and pursue a partnership with any other historically black college or university in the Commonwealth to offer certain courses and to partner with the Cabinet for Health and Family Services and other historically black colleges or universities in the Commonwealth to design and implement a pilot project to help address certain issues of health education, wellness, and food insecurity; APPROPRIATION.

#### RECENT STATUS

3/30/2021 - delivered to Governor

3/30/2021 - Enrolled, Signed by Speaker of the House

3/30/2021 - Enrolled, Signed by President of the Senate

SB270 Bill Page →

### SB285 PAID PARENTAL LEAVE (MCGARVEY, MORGAN)

AN ACT relating to paid parental leave.

Create a new section of KRS Chapter 18A to allow employees of the Commonwealth of Kentucky a paid leave of absence of 12 weeks for the birth or adoption of a child and to establish requirements for the paid leave of absence; amend KRS 18A.025 and 18A.110 to conform.

#### RECENT STATUS

2/25/2021 - (S) Referred to Committee Senate State & Local Government (S)

2/23/2021 - Introduced

SB285 Bill Page →

### SR173 CONFIRMING THE APPOINTMENT OF WILTON CURRIE MILLIKEN (ADAMS, JULIE RAQUE)

A RESOLUTION confirming the appointment of Wilton Currie Milliken to the Western Kentucky University Board of Regents.

Confirm the appointment of Wilton Currie Milliken to the Western Kentucky Board of Regents for a term expiring June 30, 2025.

#### RECENT STATUS

3/30/2021 - adopted 38-0

3/30/2021 - **ADOPTED BY SENATE** adopted 38-0

3/30/2021 - (S) Posted for Passage in Consent Orders of the Day for Tuesday, March 30, 2021

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SR174

**CONFIRMING THE APPOINTMENT OF JAN MICHELE WEST** *(ADAMS, JULIE RAQUE)*

A RESOLUTION confirming the appointment of Jan Michele West to the Western Kentucky University Board of Regents.  
Confirm the appointment of Jan Michele West to the Western Kentucky University Board of Regents for a term expiring June 30, 2026.

**RECENT STATUS**

3/30/2021 - adopted 38-0

3/30/2021 - **ADOPTED BY SENATE** adopted 38-0

3/30/2021 - (S) Posted for Passage in Consent Orders of the Day for Tuesday, March 30, 2021

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