

## 2019 General Assembly

### Top Bills

#### *Through the Filing Deadlines*

This table shows selected bills filed in the 2019 General Assembly. The list 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, view the legislature's own website [here](#).

This chart was compiled by Kentucky Equal Justice Center. For more information, or to share comments on a bill, contact Rich Seckel at [richseckel@kyequaljustice.org](mailto:richseckel@kyequaljustice.org).

Topic	Bill #	Sponsor	Summary
Access	<a href="#">HB 289</a>	Riley	Establish when cause of action can be taken against various parties or entities related to a long-term care facility; absolve passive investor of liability
Access	<a href="#">HB 397</a>	Bowling	Require sheriffs and constables to charge and collect a fee of \$60 from any person requesting the service of the sheriff or constable; details
Access	<a href="#">HB 429</a>	McCoy	Require plaintiffs in medical malpractice actions to file a certificate of merit; repeal 2017 Medical Review Panel Act
Access	<a href="#">SB 2</a>	Stivers	Franklin Circuit Court: allow state public defendants to petition Chief Justice to appoint special judge in civil actions
Access	<a href="#">SB 11</a>	Alvarado	Constitutional amendment: allow General Assembly to limit noneconomic damages for injuries resulting in death or for injuries to persons or property; details
Access	<a href="#">SB 114</a>	McGarvey	Omnibus notary bill: allow notary public to perform notarial act by means of communication technology; require act to be evidenced by certificate; more

Access	<a href="#">SB 230</a>	Schroder	Open Records: allow application for inspection of records by email and fax
Budget	<a href="#">SJR 102</a>	Hornback	Con Con: call for convention of states to propose amendments to Constitution to impose fiscal restraint on federal government, limit powers, terms of office
Civil Rights	<a href="#">HB 46</a>	Reed	Require each public elementary and secondary school to display national motto "In God we trust" in a prominent location
Civil Rights	<a href="#">HB 91</a>	Brown	Constitutional amendment: restructure and limit voting restrictions relating to felons and persons with mental disabilities
Civil Rights	<a href="#">HB 164</a>	Marzian	Prohibit discrimination based on sexual orientation and gender identity in employment, public accommodation, housing, insurance; details
Civil Rights	<a href="#">HB 254</a>	Maddox	Require public postsecondary institutions to adopt policies ensuring protection of freedom of speech and expression by students and faculty
Civil Rights	<a href="#">HR 101</a>	Carney	Recognize formation of House Engage and Empower Caucus to create a direct communication link with leaders who represent Kentuckians with disabilities
Civil Rights	<a href="#">SB 91</a>	Neal	Constitutional amendment: allow persons convicted of a felony, other than felonies designated by the General Assembly, the right to vote upon release
Civil Rights	<a href="#">SB 150</a>	Smith	Allow concealed deadly weapons to be carried without a license in same locations where concealed carry license holders may carry them
Civil Rights	<a href="#">SB 166</a>	McGarvey	Prohibit discrimination based on sexual orientation and gender identity in employment, public accommodation, housing, insurance, more; details
Consumer	<a href="#">HB 84</a>	Bratcher	Prohibit telephone solicitations which misrepresent the name or telephone number in caller identification services; details
Consumer	<a href="#">HB 119</a>	Tipton	Require seller disclosure forms for residential single family, residential multi-family, vacant land, and commercial properties, even where warranty offered
Consumer	<a href="#">HB 139</a>	Duplessis	KY Financial Empowerment Commission: develop and implement a plan for financial empowerment; include people below poverty in target group
Consumer	<a href="#">HB 204</a>	Sheldon	Update cite for Council on Disabilities; require Treasury to administer STABLE accounts; delete mineral proceeds from unclaimed property statute
Consumer	<a href="#">HB 285</a>	Meredith	Consumer loan companies: add tax preparation to business that may be conducted in same location; exempt specified items from Open Records; more
Consumer	<a href="#">HB 386</a>	Rowland	Create application process for admitting companies

			to the regulatory sandbox for purpose of permitting company to beta test an insurance innovation; details
Consumer	<a href="#">HB 436</a>	Bridges	Real estate licensing changes: rework fees; reduce SOL for filing complaints with commission from two years to one; more
Consumer	<a href="#">HB 452</a>	Booker	Require banks to cash, free of charge, any check payable at the bank or drawn on an account at the bank; allow charge of \$4 for other checks
Consumer	<a href="#">SB 43</a>	Parrett	Limit payday loans to 36% APR; make violations unfair practice under CPA; penalties; remedies
Consumer	<a href="#">SB 145</a>	Girdler	Create distinct licenses for check cashing and for deferred deposit service business; more
Corrections	<a href="#">HB 115</a>	McCoy	Abolish death penalty; replace with life without parole for inmates presently sentenced to death; ban life without parole for juvenile offender; more
Corrections	<a href="#">HB 159</a>	Petrie	Order concurrent expungement of records of persons acquitted of charges or against whom charges were dismissed with prejudice; details
Corrections	<a href="#">HB 189</a>	Blanton	Supervision continuation sanction: provide for return a individual to a jail, prison, halfway house, or inpatient treatment facility without revoking parole
Corrections	<a href="#">SB 17</a>	Adams	Capital punishment: add diagnosis of serious mental illness to disabilities that prevent execution for persons convicted of capital offenses
Corrections	<a href="#">SB 57</a>	Higdon	Allow discretionary expungement of Class D felonies; allow petition if charges dismissed with or without prejudice; more
Criminal	<a href="#">HB 94</a>	Blanton	Bail reform: provide that financial bail be solely imposed for ensuring a defendant's appearance; details
Criminal	<a href="#">HB 257</a>	Meredith	Set conduct guidelines for patrons of amusement attractions; establish a penalty for trespassing for refusing to leave following a conduct violation
Criminal	<a href="#">HB 467</a>	Booker	Limit use of monetary bail to certain high-risk defendants; provide pretrial release conditions for defendants based on risk levels and charge types
Criminal	<a href="#">SB 70</a>	Kerr	Create crime of strangulation as Class D felony; include as one of the offenses considered domestic and dating violence and abuse; details
Criminal	<a href="#">SB 85</a>	Westerfield	Require Transportation Cabinet to suspend driver's license of person convicted of DUI; allow shorter suspension if issued ignition interlock device; more
Econ Dev	<a href="#">HB 203</a>	Blanton	Establish growth fund tax credit and related application and approval process for investment in

			growth businesses by a growth fund; details
Econ Dev	<a href="#">HB 387</a>	Petrie	Public records for economic development: exclude trade secrets as protected information; protect proprietary information maintained by regulators
Education	<a href="#">HB 1</a>	Carney	School safety bill: create Center for School Safety; require local risk assessments, suicide awareness training, 1 MH professional per 1,500 students; more
Education	<a href="#">HB 118</a>	Tipton	Prohibit occupational licensing authority from revoking a license for default on student loan or work-conditional scholarship
Education	<a href="#">HB 205</a>	Carney	Establish income tax credit for tuition assistance for nonpublic schools based on contributions made to a qualified scholarship-granting organization; details
Education	<a href="#">SB 1</a>	Wise	School safety: establish Center for School Safety; require local coordinators, school resource officers, safety assessments, trauma-informed approach; more
Education	<a href="#">SB 250</a>	Adams	Louisville schools: allow superintendent to appoint a principal without participation of the school council; more
Employment	<a href="#">HB 41</a>	Jenkins	Fair scheduling: require employers to give written good-faith estimate of work schedule at time of hire, post weekly schedules 7 days in advance; more
Employment	<a href="#">HB 53</a>	Jenkins	Misclassification: set forth definitions, investigation process, violations and penalties; establish court remedies; require agencies to share info; details
Employment	<a href="#">HB 75</a>	Hatton	Black lung fix: eliminate requirement that physicians contracting to perform evaluations be "B" readers and board-certified pulmonary specialists
Employment	<a href="#">HB 90</a>	Brown	"Ban the Box:" prohibit employers from considering or requiring disclosure of prior criminal history as part of initial job application
Employment	<a href="#">HB 135</a>	Pratt	Project labor agreements: bar public agencies from requiring bidders to adhere to agreements with a union on a public works project; details
Employment	<a href="#">HB 229</a>	Frazier	Provide that payments to surviving spouse of retirement system member who dies in the line of duty shall not be reduced upon remarriage
Employment	<a href="#">HB 317</a>	Webber	UI benefit cuts: reduce benefit percentage; limit number of weeks, tier down benefits over eligibility period; details
Employment	<a href="#">HB 322</a>	Adkins	KY OSH: require all members of KY Occupational Safety and Health Standards Board to serve 4-year terms, board to meet quarterly instead of annually
Employment	<a href="#">HB 355</a>	Cantrell	Provide remedy for workers misclassified as independent contractors; definitions; attorneys' fees

Employment	<a href="#">HB 419</a>	Rowland	Require KY Retirement Systems members to certify at time of retirement that no prearranged agreement exists with any participating agency; details
Employment	<a href="#">HB 445</a>	Koenig	Workers comp: create an exception in the definition of employee for temporary, non-resident workers required to be covered
Employment	<a href="#">HB 469</a>	Laferty	Workers' comp: require employer to pay for medical benefits at the time of injury and during disability instead of 780 weeks
Employment	<a href="#">SB 7</a>	Stivers	Allow arbitration, mediation, or alternative dispute resolution agreements to be required by employers as a condition of employment; more
Employment	<a href="#">SB 18</a>	Kerr	Pregnant Workers Act: include in "reasonable accommodation" accommodations made for pregnancy, childbirth, and related medical conditions
Employment	<a href="#">SB 171</a>	Mills	UI benefit cuts: reduce benefit percentage; limit number of weeks, tier down benefits over eligibility period; details
Employment	<a href="#">SB 219</a>	Hornback	Change minimum age of amusement ride or attraction operator to 16; remove definition of operator assistant; change injury reporting threshold
Environment	<a href="#">SB 32</a>	Humphries	Require water well drillers and assistants to get valid certificate before working on a water well; establish requirements for certification of assistants; details
Family	<a href="#">HB 2</a>	Fugate	Establish custodial, permanency, and service option assistance for relatives and fictive kin caregivers; cover respite care for fictive kin in KinCare
Family	<a href="#">HB 108</a>	Fischer	Require circuit clerks to copy and certify every will or authenticated copy admitted to court for recording, with original or copy to remain with clerk for 2 years
Family	<a href="#">HB 158</a>	Meade	Child protection: update definition of "voluntary and informed consent" to adoption; establish a foster child bill of rights; more re fictive kin, child care
Family	<a href="#">HB 312</a>	Riley	Amend best interest factors for child custody to emphasize educational stability as a primary factor; require finding in DNA, protective orders
Family	<a href="#">HB 415</a>	Prunty	Create new calculation methods for child support obligations when shared parenting is ordered; update guidelines table
Family	<a href="#">HB 446</a>	Meade	Establish that foster parent shall be a party in action for involuntary TPR; establish new factors in TPR re neonatal abstinence, multiple removals
Family	<a href="#">SB 31</a>	Alvarado	Child protection: provide for frequent visitation between siblings removed from home but not jointly placed
Family	<a href="#">SB 152</a>	West	Parents Rights Act: establish specific rights of

			parents
Government	<a href="#">HB 339</a>	Meredith	Omnibus cities bill: allow cities that own their own utility plants to acquire a franchise to furnish water and light to other cities; multiple other provisions
Government	<a href="#">HB 489</a>	Miller	Require investment managers of KRS to comply with all applicable federal statutes and rules applicable to investment managers; more
Government	<a href="#">SB 181</a>	Adams	CHFS agency bill: delete boarding homes from definition of vulnerable adult service provider; delete various oversight bodies; repealers
Health	<a href="#">HB 5</a>	Prunty	Prohibit abortion if woman is seeking it because of an unborn child's sex, race, color, national origin, or disability; more
Health	<a href="#">HB 11</a>	Moser	Smoke Free Schools: Prohibit use of tobacco products by students, school personnel, and visitors in schools, school vehicles, properties, and activities
Health	<a href="#">HB 64</a>	Bentley	Permit pharmacists to dispense refills without authorization by prescribing practitioner in emergency situations; details
Health	<a href="#">HB 121</a>	Moser	Prohibit insurers and Medicaid plan from setting requirements or using utilization reviews for certain Rx drugs used for opioid disorder (e.g. methadone)
Health	<a href="#">HB 148</a>	Fischer	Abortion ban: provide that ban shall take effect if Supreme Court reverses Roe v. Wade; exceptions; penalties
Health	<a href="#">HB 218</a>	Sheldon	Allow entity located out of state to sell dialysate drugs or devices for home peritoneal kidney dialysis to patients with end-stage renal disease
Health	<a href="#">HB 219</a>	Lewis	Require that burial reserve of up to \$10,000 be excluded from consideration as a resource in determining Medicaid eligibility Medicaid
Health	<a href="#">HB 231</a>	Raymond	Require Medicaid to cover dentures for all Medicaid recipients regardless of when teeth were removed; exempt from preauthorization
Health	<a href="#">HB 320</a>	Carney	Establish hospital rate improvement programs that require hospitals to pay an assessment to be used as state matching dollars for federal Medicaid funds
Health	<a href="#">HB 378</a>	Meade	Allow outpatient mental health counseling for child age 16 or older upon request of child without the consent of a parent; more re homeless children
Health	<a href="#">HB 396</a>	Bowling	Employer organized associations: revise application of permissible amount or rate of premiums for an employer-organized association health plan; more
Health	<a href="#">HB 447</a>	Bojanowski	Require CHFS to request federal approval to provide supportive housing and supported employment

			services to persons with severe mental illness
Health	<a href="#">HB 461</a>	Kulkarni	Medicaid services: require dental and optometric services for adults equal to those for children; require non-emergency transportation; details
Health	<a href="#">HB 470</a>	McCoy	Allow a pharmacist to dispense naloxone to a person or agency who provides training on use of naloxone as a part of a harm reduction program
Health	<a href="#">HCR 121</a>	Moser	Create Medicinal Marijuana Task Force to study and make recommendations related to medicinal use of marijuana
Health	<a href="#">SB 9</a>	Castlen	Fetal heartbeat: require person who intends to perform an abortion to determine whether the fetus has a detectable fetal heartbeat; details; penalties
Health	<a href="#">SB 24</a>	Alvarado	Surprise bills: define usual and customary rate; require disclosures and notices by hospitals; set up mediation system for balance bill disputes; more
Health	<a href="#">SB 27</a>	Alvarado	Smoke Free Schools: Prohibit use of tobacco products by students, school personnel, and visitors in schools, school vehicles, properties, and activities
Health	<a href="#">SB 50</a>	Mills	Require report on dispensing of drugs intended to end pregnancy to Vital Statistics Branch; require non-identifying annual report
Health	<a href="#">SB 78</a>	Neal	Medicaid services: require dental and optometric services for adults equal to those for children; require non-emergency transportation; details
Health	<a href="#">SB 84</a>	Buford	Establish Certified Professional Midwives Advisory Council; set scope of authority and responsibility for licensed certified professional midwife; details
Health	<a href="#">SB 112</a>	Meredith	Prohibit CHFS or an MCO from instituting copayments, cost sharing, or similar charges to be paid by any medical assistance recipients
Health	<a href="#">SB 139</a>	Higdon	Pharmacy benefit managers: set requirements for reasonably adequate and accessible networks; permit DOI Commissioner to review compensation: more
Health	<a href="#">SB 167</a>	Adams	Cabinet for Health and Family Services reorg: rename and move various divisions and programs among agencies; repealers
Health	<a href="#">SB 206</a>	Buford	Require staff-to-resident ratios in long-term care facilities as a condition of licensure; details
Health	<a href="#">SB 218</a>	Smith	Establish an anonymous reporting mechanism for students to report concerns about vaping and other substances in schools; details
Health	<a href="#">SB 227</a>	Westerfield	Require physician performing an abortion to take all medically appropriate steps to preserve the life and health of a born alive infant; severability; more

Health	<a href="#">SB 249</a>	Meredith	Restrict the sale of tobacco and vapor products to persons under the age of 21; details
Housing	<a href="#">HB 245</a>	Thomas	Allow sheriffs to charge no more than \$50 for executing writs of possession instead of a set amount of \$7
Housing	<a href="#">HB 297</a>	Petrie	Allow proceedings for forcible entry or detainer to include claims for damages and back rent
Housing	<a href="#">HB 411</a>	Koenig	Assistance animal: require therapeutic relationship; allow lessor to recover fee upon misrepresentation by a lessee
Housing	<a href="#">HB 437</a>	Prunty	Allow landlord to terminate a tenancy by giving seven days' notice when there is no written contract, or a tenancy at will or by sufferance
Housing	<a href="#">HB 466</a>	Booker	Create Office of Homeless Youth Prevention and Protection and related grant program; develop emergency shelters and transitional living; more
Housing	<a href="#">HB 478</a>	Elliott	Allow an owner or lessee of residential real property to maintain an action to prevent or restrain any trespass on the property; AOC to develop forms
Housing	<a href="#">HB 488</a>	Bridges	Establish affordable housing credit in amount related to federal credit; define eligible projects; cap total amount at 50% total federal credit or \$5.25M
Housing	<a href="#">SB 21</a>	Alvarado	Establish procedures for common interest communities in which property owners become members of association that governs the community
Housing	<a href="#">SB 40</a>	Meredith	Building code violations: allow court award to include reasonable attorney's fees only if a certificate of occupancy has not been issued
Housing	<a href="#">SB 89</a>	Alvarado	Allow a local government to decontaminate property where meth contamination notice has been posted; allow lien and sale of property; details
Housing	<a href="#">SB 136</a>	Schickel	Specify that tenant who intentionally defaces, destroys, or damages residential rental property may be charged with criminal damage to property
Immigration	<a href="#">HB 38</a>	Bechler	Anti-sanctuary: require law enforcement agencies to enforce immigration laws; withhold state funding from sanctuary localities and post-secondary schools
Juvenile	<a href="#">SB 20</a>	Westerfield	Juvenile justice: require data reporting, plans to ameliorate disproportionate minority contact with juvenile justice and education systems; more
Public Assistance	<a href="#">HB 3</a>	Osborne	Public assistance: prescribe use of TANF funds; extend work activity requirements; require SNAP photo IDs; implement drug testing; more
Taxes	<a href="#">HB 354</a>	Rudy	Tax fix: exclude nonprofit admissions from sales

			tax; bar taxpayer class action against “marketplace providers;” 60-day protest period for property tax
Transportation	<a href="#">SB 103</a>	Westerfield	Allow sheriffs to charge \$25 for handling of an impounded vehicle and \$25 per day for storage of an impounded vehicle
Utilities	<a href="#">HB 16</a>	Harris	Utility rates: include affordability as a criterion for rates; require PSC to balance interests of utility, investors, and consumer in establishing rates; details
Utilities	<a href="#">SB 100</a>	Smith	Solar energy net-metering: require PSC to set compensation rate for eligible customer-generators; details
Utilities	<a href="#">SB 163</a>	Carpenter	Set procedures for valuation of assets in acquisition of water or sewer utilities by investor-owned utilities; allow PSC to include full value of assets in rate base