

AIA KENTUCKY WEEKLY LEGISLATIVE REPORT FOR THE WEEK ENDING MARCH 2, 2019

EIGHT DAYS REMAIN IN THE 2019 GENERAL ASSEMBLY. TAXES AND NET METERING CONTINUE TO BE A MAJOR FOCUS OF CONCERN IN THE COMING WEEK.

HB 354 WHICH IS THE TAX LEGISLATION PASSED THE SENATE APPROPRIATIONS AND REVENUE COMMITTEE LAST WEEK. BOTH THE SENATE AND HOUSE VERSIONS INCLUDE LANGUAGE THAT EXEMPTS ALL NON-PROFITS FROM PAYING SALES TAX ON ADMISSIONS. THE DIFFERENCES IN THE SENATE AND HOUSE VERSIONS OF THE BILL WILL LIKELY BE RESOLVED IN A CONFERENCE COMMITTEE BETWEEN NOW AND THE END OF THE SESSION. THE FACT THAT OUR LANGUAGE IS IN BOTH VERSIONS INCREASES ITS CHANCES OF BEING IN THE FINAL VERSION.

SB 100 WHICH IS THE CURRENT VERSION OF NET METERING IS BACK IN THE HOUSE. THE SENATE REFUSED TO CONCUR WITH THE HOUSE AMENDMENT AND HAS ASKED THE HOUSE TO RECEDE FROM THEIR AMENDMENT. THE BILL WILL LIKELY GO TO A CONFERENCE COMMITTEE TO IRON OUT THE DIFFERENCES. IF THE HOUSE RECEDES WE WILL BE LEFT WITH A VERY BAD NET METERING LAW. ALL MEMBERS ARE ENCOURAGED TO CALL THEIR REPRESENTATIVE AND ASK THEM NOT TO RECEDE.

SB1, THE SCHOOL SAFETY LEGISLATION PASSED THE HOUSE LAST WEEK. THE HOUSE INCLUDED SEVERAL MINOR AMENDMENTS WHICH THE SENATE WILL LIKELY ADOPT. AIA KENTUCKY SUPPORTS SB1.

THE LATEST VERSION OF THE BOARDS AND COMMISSIONS BILL (HB178) IS STILL IN HOUSE LICENSING AND OCCUPATIONS AND IS DEAD FOR THE SESSION.

WE ARE OPPOSED TO HB498 WHICH WOULD GIVE THE BOARD OF ENGINEERS THE AUTHORITY TO DETERMINE WHAT CONSTITUTES THE INCIDENTAL PRACTICE OF ENGINEERING BY AN ARCHITECT. AN AGREEMENT WAS REACHED LAST WEEK NOT TO PURSUE HB 498 THIS SESSION TO ALLOW OUR RESPECTIVE BOARDS TO ADDRESS THE ISSUE OVER THE INTERIM.

BELOW ARE ALL THE BILLS AIA KENTUCKY IS TRACKING.

BELOW ARE ALL THE BILLS AIA KENTUCKY IS CURRENTLY TRACKING. OUR LEGISLATIVE BREAKFAST WILL BE HELD ON WEDNESDAY, FEBRUARY 6 FROM 7:30 TO 9:00 IN THE CAPITOL ANNEX CAFETERIA.

Bill Information

HB1 SCHOOL SAFETY *(CARNEY, JOHN)*

AN ACT relating to school safety.

Amend KRS 158.441 to include definitions of school safety and school security; amend KRS 158.442 to include development and implementation of a school safety coordinator training program; specify membership on the Center for School Safety board of directors; amend KRS 158.443 to specify the board of directors is to appoint an executive director, establish all positions of the center, approve a school security risk assessment tool, review the organizational structure of the center and make recommendations; create a new section of KRS Chapter 158 to establish the state school security marshal to be appointed by and report to the Department of Criminal Justice Training; require the marshal to report annually to the Center for School Safety; require development of a school security risk assessment tool; require reporting by school superintendents on completion of the risk assessment annually; require mandatory additional staff training if the risk assessment is not completed; create a new section of KRS Chapter 158 to require school district superintendents to appoint a school safety coordinator; require the school safety coordinator to complete training within six months of appointment; require the coordinator to designate threat assessment teams at each school in the district; require the coordinator to prescribe policies and procedures for an all-hazards approach to school safety; require the coordinator to ensure that all school campuses in their district are toured at least once per school year; create a new section of KRS Chapter 158 to promote the assignment of a school resource officer to each school; require the Kentucky Law Enforcement Council to promulgate administrative regulations to establish school resource officer training and course curriculum; require superintendents to report annually to the Center for School Safety the number and placement of school resource officers in the district; amend KRS 15.330 to conform; amend KRS 158.162 to require all districts to restrict the access to each school building by July 1, 2022; withhold approval of new building construction or expansion approval without compliance; amend KRS 156.095 to require suicide prevention awareness information be provided to students in person, by live streaming, or via video recording; require suicide training provided to staff to include the recognition of signs and symptoms of mental illness; require staff with job duties requiring direct contact with students to receive a minimum of one hour of training annually on responding to an active shooter; create a new section of KRS Chapter 158 to define mental health professional and trauma-informed approach; direct all schools to adopt a trauma-informed approach to education; require by July 1, 2021, as funds become available, each school district to provide a mental health professional for each one thousand five hundred students; require by January 1, 2020, the Department of Education make available a tool kit to assist school districts in developing a trauma-informed approach; require by July 1, 2020, each local board of education to develop a plan for implementing a trauma-informed approach; amend KRS 70.062 to encourage sheriffs to collaborate with local school districts on policies and procedures for communicating instances of student-involved trauma; amend KRS 95.970 to encourage chiefs of police to collaborate with local school districts on policies and procedures for communicating instances of student-involved trauma; create a new section of KRS Chapter 16 to encourage the Department of Kentucky State Police to work with school districts pertaining to school and student safety and emergency response plans and concerns and policies and procedures for communicating instances of student involved trauma; amend KRS 508.078 to include in terroristic threatening in the second degree making false statements by any means for the purpose of causing evacuation, cancellation, or creating fear of bodily harm in schools or among students, parents, or school personnel; create a new section of KRS Chapter 158 to require the Department of Education make available to each school district an anonymous reporting tool; allow the reporting individual to stay anonymous; require information reported be immediately sent to administration of each school district and law enforcement agencies affected; require the Department of Education develop and provide a comprehensive training and awareness program on the anonymous reporting tool; create a new section of KRS Chapter 158 to require principals to provide each school year written notice to all students, parents, and guardians of the provisions of KRS 508.078 and potential penalties under KRS 532.060 and 534.030; create a new section of Chapter 158 to allow the board of directors of any public school district foundation to accept gifts or donations restricted for school security purposes and use them exclusively for the purpose granted; encourage the organization of foundations to support public school districts for which no foundation exists; Act shall be known as the School Safety and Resiliency Act; direct the Office of Education Accountability to conduct a study on the use of guidance counselors' time in schools.

CURRENT STATUS

2/6/2019 - House Education, (Bill Scheduled for Hearing)

HB15 **PENSION INCOME TAXATION** *(BLANTON, JOHN)*

AN ACT relating to the taxation of pension income, making an appropriation therefor, and declaring an emergency.

Amend KRS 141.019 to increase the pension income exclusion from \$31,110 to \$41,110; declare this Act to apply retroactively for taxable years beginning on or after January 1, 2018; require the Department of Revenue to automatically issue refunds; APPROPRIATION; EMERGENCY.

CURRENT STATUS

1/10/2019 - (H) Referred to Committee House Appropriations & Revenue

HB27 **NONPROFIT SALES TAX EXEMPTION** *(KEENE, DENNIS)*

AN ACT relating to exempting admissions to events held by nonprofit organizations from sales and use taxation.

Amend KRS 139.470 to exempt from sales and use tax the sale of admissions to events held by nonprofit organizations and to remove the specific exemption for county fairs to conform; amend KRS 139.200 to conform; apply to transactions occurring on or after July 1, 2019.

CURRENT STATUS

1/10/2019 - (H) Referred to Committee House Appropriations & Revenue

HB28 **NONPROFIT TAXATION EXEMPTIONS** *(OSBORNE, DAVID)*

AN ACT relating to nonprofit exemptions in taxation and declaring an emergency.

Amend KRS 139.495 to exempt from sales and use tax the sale of admissions by nonprofit educational, charitable, or religious institutions; amend KRS 139.200 to add the exemption; amend KRS 132.195 to exempt from property tax leasehold interests in property owned by a purely public charity when the property and income are used to further the purely public charity's mission; EMERGENCY.

CURRENT STATUS

1/10/2019 - (H) Referred to Committee House Appropriations & Revenue

HB29 **SALES AND USE TAX** *(MEADE, DAVID)*

AN ACT relating to the taxation of admissions for sales and use tax.

Amend KRS 139.010 to exclude fees paid to enter or participate in a fishing tournament and fees paid for the usage of a boat ramp from the definition of admissions; apply to fees paid on or after July 1, 2018.

CURRENT STATUS

1/10/2019 - (H) Referred to Committee House Appropriations & Revenue

HB78 **SALES AND USE TAX** *(ELLIOTT, DANIEL)*

AN ACT relating to the exemption of certain animal services from sales and use tax.

Amend KRS 139.470 to exempt from sales and use tax pet adoption fees and certain small veterinarian service fees charged by local government animal shelters and nonprofit animal welfare organizations; apply to transactions on or after July 1, 2019.

CURRENT STATUS

1/10/2019 - (H) Referred to Committee House Appropriations & Revenue

HB135 **PUBLIC WORKS PROJECTS** *(PRATT, PHILLIP)*

AN ACT relating to contracting of public works projects.

Create new sections of KRS Chapter 45A to set guidelines for awarding contracts for public works projects; set forth that public agencies awarding contracts shall not require or prohibit bidders to adhere to agreements with a labor organization relating to a

public works project; set restrictions on a public agency in awarding a grant, tax abatement, or tax credit in situations contrary to the provisions of the Act.

CURRENT STATUS

2/19/2019 - (S) Referred to Committee Senate Economic Development, Tourism, and Labor

HB146 **SOLAR ENERGY** (MEEKS, REGINALD)

AN ACT relating to solar energy.

Amend KRS 278.010 to define "participating third party" and "power purchase agreement" and to exclude both from the definition of "utility" and "retail electric supplier"; amend KRS 278.465 to include participating third parties and power purchase agreements in the definition of "eligible customer-generator" and "eligible electric generating facility" and to exclude both from the rated capacity limitation; amend KRS 278.466 to require the Public Service Commission to review and approve or deny power purchase agreements; authorize the commission to establish additional rules and requirements regarding participating third parties and power purchase agreements; deny power purchase agreements if the agreement results in rate increases for the retail electric supplier; require contracts for power purchase agreements to be identical to those offered to other customers; allow for eligible customer-generator installations to be transferrable; and amend KRS 278.467 to give original jurisdiction to the commission for disputes concerning power purchase agreements.

CURRENT STATUS

1/11/2019 - (H) Referred to Committee House Natural Resources & Energy

HB178 **REORGANIZATION** (KOENIG, ADAM)

AN ACT relating to reorganization.

Establish and create various sections of KRS Chapter 308, relating to Public Protection Cabinet oversight of state occupational boards; define terms; declare policy regarding occupational licensing; list boards that are regulated under KRS Chapter 308; require the Department of Professional Licensing to provide administrative services, technical assistance, personnel staffing, and meeting space to the boards; organize the boards under eight authorities within the department; manage each authority with an executive director; set standards regarding board members, including appointments by the Governor, quorum via majority, and voting eligibility; institute board reimbursement and travel expense rules; direct board officer elections, board member disqualification standards, and semiannual meeting requirements; establish general board powers; require executive director approval before a board may promulgate an administrative regulation; authorize the executive director to hear and issue a final order regarding any board decision that would otherwise be subject to appeal; allow an aggrieved party to appeal an executive director's final order to the Circuit Court; instruct boards to keep a register of licensees and make an annual report to the Governor and the Legislative Research Commission; establish rules for board review of license applications and board-administered examinations; require a licensee to report criminal convictions to the licensee's board; immunize board members, staff, legal counsel, and other persons from civil liability for conduct that is taken in good faith and is within the scope and arising out of the performance of their duties; direct the boards to send licensees a thirty-day notice of expiration both before and after the expiration occurs; prohibit a board from issuing an advisory opinion unless authorized by the board's enabling act; establish the Prescribing Boards Advisory Council within the department, composed of eight ex officio members with expertise in combatting prescription drug abuse; amend KRS 12.020 to add the new authorities to the cabinet; amend various sections of KRS Chapters 198B, 216A, 309, 310, 311, 311B, 312, 313, 314, 314A, 315, 316, 317, 317A, 319, 319A, 319B, 319C, 320, 322, 322A, 323, 323A, 324, 324A, 325, 326, 327, 329A, 330, 334, 334A, and 335 to conform; amend KRS 325.230 to place the State Board of Accountancy within the Department of Financial Institutions; amend KRS 325.240 and 325.360 to grant the commissioner of the department authority over the accountant board's administrative regulations and disciplinary decisions; repeal KRS 310.080, 311.882, 311B.060, 312.045, 312.065, 315.171, 319A.040, 319A.050, 319A.060, 322.260, 323.180, 323.200, 323A.150, 323A.180, 323A.200, 324.2811, 324.284, 324A.025, 324A.060, 324B.010, 324B.020, 324B.030, 324B.040, 334.170, 334A.100, and 334A.110.

CURRENT STATUS

2/15/2019 - (H) posted in committee House Licensing, Occupations, & Admin Regs

HB241 MILITARY MEMBERS LICENSURE *(YATES, LES)*

AN ACT relating to occupational licensure for military members.

Amend KRS 12.355, relating to occupational licensure for members of the United States Armed Forces, to remove the active duty requirement.

■ CURRENT STATUS

2/27/2019 - (S) Referred to Committee Senate Veterans, Military Affairs, & Public Protection

HB271 LICENSURE *(HART, MARK)*

AN ACT relating to licensure.

Amend KRS 311B.100 to establish conditions for licensure by individuals who did not graduate from an accredited program.
RETROACTIVE.

■ CURRENT STATUS

2/8/2019 - (H) Referred to Committee House Licensing, Occupations, & Admin Regs

HB292 TAX EXPENDITURES *(TIPTON, JAMES)*

AN ACT relating to tax expenditures.

Create a new section of KRS Chapter 7A to establish the Tax Expenditure Oversight Board; amend KRS 11.068 to require the annual production of a detailed estimate of the revenue loss resulting from each tax expenditure from the general fund and road fund; amend KRS 48.111 to require the Governor to include within the executive branch budget recommendation and in the draft budget bill for the executive branch a detailed account of each tax expenditure in addition to the office estimate provided by the consensus forecasting group; amend KRS 131.020 to require the Department of Revenue to collect, report, and provide data to the Tax Expenditure Oversight Board; amend KRS 131.190 to exempt the data provided by the Department of Revenue from the confidentiality standards for tax return data.

■ CURRENT STATUS

2/27/2019 - (H) posted in committee House Appropriations & Revenue

HB333 TAX CREDITS *(WEBBER, RUSSELL)*

AN ACT relating to the highly skilled employee tax credit.

Establish Subchapter 13 of KRS Chapter 154 and create new sections thereof to define terms and create a tax credit for residents of the Commonwealth that are employed in high-skill, high-demand industry sector positions in an amount not to exceed \$1,500 for each eligible position and a total of \$3 million in each fiscal year; create a new section in KRS Chapter 141 to allow a nonrefundable, nontransferable tax credit against the individual income tax for taxable years beginning on or after January 1, 2020, but before January 1, 2024, and to require reporting by the department; amend KRS 141.0205 to order the tax credit; amend KRS 131.190 to conform to the reporting requirements.

■ CURRENT STATUS

2/14/2019 - (H) Referred to Committee House Appropriations & Revenue

HB354 TAXATION (RUDY, STEVEN)

AN ACT relating to taxation.

Amend KRS 132.010 to define terms related to qualified heavy equipment; amend KRS 132.020 to assess qualified heavy equipment at a rate of 15 cents upon each \$100 of value and reorder other property by the tax rates imposed; amend 132.360 to allow a 60-day protest period for property tax; amend various KRS sections to make technical corrections and conforming changes; create a new section of KRS Chapter 139 to prohibit class actions against a marketplace provider on behalf of purchasers; amend KRS 139.010 to create and amend definitions of marketplace providers, admissions, and marketplace retailer; amend KRS 139.200 to exclude admissions charged by nonprofit educational, charitable, or religious institutions exempt from taxation under Internal Revenue Code Section 501(c)(3) and to clarify that small animal veterinary services exclude services for poultry; amend KRS 139.260 to allow acceptance of a resale certificate for certain services; Amend KRS 139.270, 139.280, and 139.340 to conform; amend KRS 139.450 to require a marketplace provider to collect and remit sales tax; amend KRS 139.480, 160.613, and 160.6131 to clarify who is a toller; amend KRS 139.495 to exempt the sales of admissions by nonprofit educational, charitable, or religious institutions exempt from tax under Internal Revenue Code Section 501(c)(3); create a new section of KRS Chapter 139 to exempt the first \$10,000 of sales in a calendar year made by nonprofit civic, governmental, or other nonprofit organizations; amend KRS 139.550 and 139.720 to conform; amend KRS 141.010 to update to the Internal Revenue Code reference date for 2019 and clarify the provisions for 2018; amend KRS 141.170 to allow one additional month for an extension of time to file a corporation income tax return; amend KRS 241.010 to expand the definition of a small farm winery to include a winery that produces no more than 500,000 gallons in a calendar year; amend KRS 243.884 to clarify that sales made by a small farm winery during a calendar year of the first 50,000 gallons of wine are exempt; amend various sections in KRS Chapters 141 and 154 to make technical corrections and conforming changes; repeal KRS 136.078, 136.090, and 136.100.

■ CURRENT STATUS

3/1/2019 - floor amendment (1) and (2) filed

HB367 HISTORIC PLACES (DONOHUE, JEFFERY)

AN ACT relating to the sale or transfer of historic places.

Amend KRS 171.382 to require the Finance and Administration Cabinet to give notice to the Kentucky Heritage Council 90 days prior to the transfer or sale of a property nominated by the Kentucky Historic Preservation Review Board to be listed on the National Register of Historic Places; require the Kentucky Heritage Council to consult with the Finance and Administration Cabinet regarding the property's historic, cultural, and archeological resources; require the Kentucky Heritage Council to make a written recommendation to the Finance and Administration Cabinet on whether the property should have a preservation easement; if a preservation easement is recommended, no sale or transfer of the property shall take place until the easement is listed on the deed.

■ CURRENT STATUS

2/15/2019 - (H) Referred to Committee House State Government

HB407 TAX CREDITS (PRUNTY, MELINDA)

AN ACT relating to home modification tax credits.

Create a new section of KRS Chapter 141 to allow an income tax credit for qualified home modification expenses incurred by an individual with a disability, equal to the actual cost of the home modifications, up to \$7,500 per taxpayer per year; require reporting by the Department of Revenue; amend KRS 141.0205 to order the tax credit; amend KRS 131.190 to conform.

■ CURRENT STATUS

2/19/2019 - (H) Referred to Committee House Appropriations & Revenue

HB434 DISCLOSURE OF INTEREST *(SOROLIS, MARIA)*

AN ACT relating to disclosure of interest in public matters.

Create a new section of KRS Chapter 45A to require contractors to disclose entities having an interest in their contract with the state; create a new section of KRS Chapter 56 to require contractors or lessors to disclose entities having an interest in their contracts or leases with the state; create a new section of KRS Chapter 65 to require contractors or lessors to disclose entities having an interest in their contracts or leases with local governments; create a new section of KRS Chapter 154.1 to require contractors or lessors to disclose entities having an interest in their contracts or leases with the state; create a new section of KRS Chapter 160 to require contractors or lessors to disclose entities having an interest in their contracts or leases with the district; create a new section of KRS 164A to require contractors or lessors to disclose entities having an interest in their contracts or leases with the governing board; create a new section of KRS Chapter 176 to require contractor to disclose entities having an interest in their contracts with the department; amend KRS 61.878 to provide for disclosure under the Open Records law of records relating to public service, demonstrating a potential bias affecting the public, creating a financial obligation for the public, or where the private entity is working under the authority of a public agency.

CURRENT STATUS

2/20/2019 - (H) Referred to Committee House State Government

HB445 WORKERS COMPENSATION *(KOENIG, ADAM)*

AN ACT relating to workers compensation.

Amend KRS 342.630 to create an exception in the definition of employee for temporary, non-resident workers; amend KRS 342.650 to create an exception in the definition of employer for employers who employ only temporary, non-resident workers; amend KRS 342.670 to indicate temporary, non-resident workers are not subject to KRS Chapter 342.

CURRENT STATUS

2/26/2019 - House Economic Development & Workforce Investment, (Bill Scheduled for Hearing)

HB456 CERTIFIED REHABILITATION TAX CREDIT GAP *(TURNER, TOMMY)*

AN ACT relating to the Certified Rehabilitation Tax Credit Gap.

Amend KRS 171.396 to expand the certified rehabilitation tax credit cap to \$30 million annually instead of the current tax credit cap of \$5 million annually.

CURRENT STATUS

2/21/2019 - (H) Referred to Committee House Appropriations & Revenue

HB488 TAX CREDITS *(BRIDGES, RANDY)*

AN ACT relating to tax credits.

Create a new section of KRS Chapter 198A to establish the nonrefundable Kentucky affordable housing credit; allow the credit to be applied to the income and insurance taxes, in an amount related to the amount of federal low-income housing tax credit; limit the total amount of all credits awarded during any year to the greater of 50 percent of the federal low-income housing tax credits awarded on qualified projects or \$5,250,000; create a new section of KRS Chapter 141 to allow the credit income to be applied to taxes; amend KRS 141.0205 to order the income tax credit; create new sections of KRS Chapter 136 to allow the credit to be applied to insurance tax; order the insurance tax credits; amend KRS 131.190 to conform.

CURRENT STATUS

2/21/2019 - (H) Referred to Committee House Appropriations & Revenue

HB492 SCHOOL CONSTRUCTION *(MASSEY, C. ED)*

AN ACT relating to school construction.

Amend KRS 162.065 to require the Kentucky Board of Education to include "construction management-at-risk" as a project delivery method option for school construction projects.

CURRENT STATUS

2/21/2019 - (H) Referred to Committee House Education

HB498 LICENSED OCCUPATIONS *(MOORE, TIM)*

AN ACT relating to licensed occupations.

Amend KRS 322.030 to clarify that a licensed architect may engage in the practice of engineering incidental to the practice of architecture; allow the State Board of Licensure for Professional Engineers and Land Surveyors to promulgate administrative regulations that define aspects of a building that are not considered incidental to the practice of architecture.

CURRENT STATUS

2/22/2019 - (H) posted in committee House Licensing, Occupations, & Admin Regs

SB1 SCHOOL SAFETY *(WISE, MAX)*

AN ACT relating to school safety.

Amend KRS 158.441 to include definitions of school safety and school security; amend KRS 158.442 to include development and implementation of a school safety coordinator training program; specify membership on the Center for School Safety board of directors; amend KRS 158.443 to specify the board of directors is to appoint an executive director, establish all positions of the center, approve a school security risk assessment tool, review the organizational structure of the center and make recommendations; create a new section of KRS Chapter 158 to establish the state school security marshal to be appointed by and report to the Department of Criminal Justice Training; require the marshal to report annually to the Center for School Safety; require development of a school security risk assessment tool; require reporting by school superintendents on completion of the risk assessment annually; require mandatory additional staff training if the risk assessment is not completed; create a new section of KRS Chapter 158 to require school district superintendents to appoint a school safety coordinator; require the school safety coordinator to complete training within six months of appointment; require the coordinator to designate threat assessment teams at each school in the district; require the coordinator to prescribe policies and procedures for an all-hazards approach to school safety; require the coordinator to ensure that all school campuses in their district are toured at least once per school year; create a new section of KRS Chapter 158 to promote the assignment of a school resource officer to each school; require the Kentucky Law Enforcement Council to promulgate administrative regulations to establish school resource officer training and course curriculum; require superintendents to report annually to the Center for School Safety the number and placement of school resource officers in the district; amend KRS 15.330 to conform; amend KRS 158.162 to require all districts to restrict the access to each school building by July 1, 2022; withhold approval of new building construction or expansion approval without compliance; amend KRS 156.095 to require suicide prevention awareness information be provided to students in person, by live streaming, or via video recording; require suicide training provided to staff to include the recognition of signs and symptoms of mental illness; require staff with job duties requiring direct contact with students to receive a minimum of one hour of training annually on responding to an active shooter; create a new section of KRS Chapter 158 to define mental health professional and trauma-informed approach; direct all schools to adopt a trauma-informed approach to education; require by July 1, 2021, as funds become available, each school district to provide a mental health professional for each one thousand five hundred students; require by January 1, 2020, the Department of Education make available a tool kit to assist school districts in developing a trauma-informed approach; require by July 1, 2020, each local board of education to develop a plan for implementing a trauma-informed approach; amend KRS 70.062 to encourage sheriffs to collaborate with local school districts on policies and

procedures for communicating instances of student-involved trauma; amend KRS 95.970 to encourage chiefs of police to collaborate with local school districts on policies and procedures for communicating instances of student-involved trauma; create a new section of KRS Chapter 16 to encourage the Department of Kentucky State Police to work with school districts pertaining to school and student safety and emergency response plans and concerns and policies and procedures for communicating instances of student involved trauma; amend KRS 508.078 to include in terroristic threatening in the second degree making false statements by any means for the purpose of causing evacuation, cancellation, or creating fear of bodily harm in schools or among students, parents, or school personnel; create a new section of KRS Chapter 158 to require the Department of Education make available to each school district an anonymous reporting tool; allow the reporting individual to stay anonymous; require information reported be immediately sent to administration of each school district and law enforcement agencies affected; require the Department of Education develop and provide a comprehensive training and awareness program on the anonymous reporting tool; create a new section of KRS Chapter 158 to require principals to provide each school year written notice to all students, parents, and guardians of the provisions of KRS 508.078 and potential penalties under KRS 532.060 and 534.030; create a new section of Chapter 158 to allow the board of directors of any public school district foundation to accept gifts or donations restricted for school security purposes and use them exclusively for the purpose granted; encourage the organization of foundations to support public school districts for which no foundation exists; Act shall be known as the School Safety and Resiliency Act; direct the Office of Education Accountability to conduct a study on the use of guidance counselors' time in schools.

CURRENT STATUS

2/28/2019 - delivered to Governor

SB2 **CIVIL ACTIONS** *(STIVERS II, ROBERT)*

AN ACT relating to civil actions.

Create a new section of KRS Chapter 26A to allow appointment of a special judge in certain civil actions.

CURRENT STATUS

3/1/2019 - (H) posted in committee House Judiciary

SB11 **CONSTITUTION OF KENTUCKY** *(ALVARADO, RALPH)*

AN ACT proposing an amendment to Section 54 of the Constitution of Kentucky.

Propose amendment to Section 54 of the Constitution of Kentucky to allow the General Assembly the power to limit noneconomic damages for injuries resulting in death or for injuries to persons or property, and to provide a uniform statute of limitations; provide for submission to the voters.

CURRENT STATUS

1/9/2019 - (S) Referred to Committee Senate State & Local Government

SB40 **BUILDING CODE VIOLATIONS** *(MEREDITH, STEPHEN)*

AN ACT relating to causes of actions for building code violations.

Amend KRS 198B.130 to allow a court award under KRS Chapter 198B or the Uniform Building Code to include attorney's fees if a certificate of occupancy has not been issued.

CURRENT STATUS

2/28/2019 - floor amendment (1) filed

SB59 SALES AND USE TAX *(SCHICKEL, JOHN)*

AN ACT relating to a sales and use tax exemption for certain nonprofit entities and declaring an emergency.

Amend KRS 139.010 to define "fundraising"; amend KRS 139.200 to exempt from sales and use tax the sale of admissions by nonprofit educational, charitable, or religious institutions; amend KRS 139.495 to exempt from sales and use tax the fundraising activities done by nonprofit educational, charitable, or religious institutions; amend KRS 139.496 and 139.497 to conform; EMERGENCY.

CURRENT STATUS

1/10/2019 - (S) Referred to Committee Senate Appropriations & Revenue

SB100 NET METERING *(SMITH, BRANDON)*

AN ACT relating to net metering.

Amend KRS 278.465 to increase the maximum capacity for an eligible electric generating facility to 45 kilowatts and to redefine "net metering"; amend KRS 278.466 to require the Public Service Commission to set the compensation rate for eligible customer-generators according to the ratemaking process in KRS Chapter 278; specify that the ratemaking process to set the amount of compensation for electricity produced by eligible customer-generators be initiated by a retail electric supplier or generation and transmission cooperative on behalf of one or more retail electric suppliers; prohibit eligible customer-generators who close their net metering accounts from receiving any cash refund for accumulated excess generation credits; require the net metering tariff provisions for eligible customer-generators in place when they started taking net metering service to remain in effect for 25-years for eligible generating facilities, including the one-to-one kilowatt-hour denominated credit provided for electricity fed into the grid; specify that eligible customer-generators shall be subject to all changes in energy rates, rate structures, and monthly charges as nonparticipating customers during that 25 year period; specify that eligible customer-generator installations are transferable to other persons at the same premises; amend KRS 278.467 to conform; EFFECTIVE January 1, 2020.

CURRENT STATUS

3/1/2019 - (H) POSTED FOR PASSAGE receding from HFA 1

SB147 SALES AND USE TAX EXEMPTIONS *(MCDANIEL, CHRISTIAN)*

AN ACT relating to sales and use tax exemptions.

Amend KRS 139.480 to exempt from sales and use tax tangible personal property purchased by a person for incorporation into a structure or improvement to real property under a contract with the federal, state, or local government, or a resident, nonprofit educational, charitable, or religious institution; apply to sales made after July 1, 2019, but before July 1, 2023; require the Department of Revenue to report the claimed exemptions to the Interim Joint Committee on Appropriations and Revenue; amend KRS 131.190 to give the Department authority to provide the report to LRC.

CURRENT STATUS

2/27/2019 - (H) Referred to Committee House Appropriations & Revenue

SB148 GOVERNMENT SURPLUS PROPERTY *(CASTLEN, MATT)*

AN ACT relating to local government surplus property.

Amend KRS 45A.425 to allow a city, urban-county government, or consolidated local government that has adopted the provisions of KRS 45A.343 to 45A.460 to dispose of surplus property using the procedures in KRS 82.083.

CURRENT STATUS

SB197 PHARMACY *(WISE, MAX)*

AN ACT relating to pharmacy.

Amend KRS 315.020 to insert gender-neutral language.

CURRENT STATUS

2/19/2019 - (S) Referred to Committee Senate Licensing, Occupations, and Administrative Regulations

SB247 MONITORING FOR CONTROLLED SUBSTANCES *(MEREDITH, STEPHEN)*

AN ACT relating to Kentucky's electronic system for monitoring controlled substances.

Amend KRS 218A.202 to require the Cabinet for Health and Family Services to establish secure connections between Kentucky's electronic system for monitoring controlled substances and a prescribing or dispensing health care practitioner's electronic health recordkeeping system.

CURRENT STATUS

2/19/2019 - (S) Referred to Committee Senate Health & Welfare

Week in Review

HB 525 Packs A Major Change To Teachers' Retirement System

It's just 10 pages long, but House Bill 525 packs a major change to the Teachers' Retirement System Board of Trustees in those 10 pages.

Spectrum News

Amended version of School Safety and Resiliency Act goes back to Senate; House approves 96-3

An amended version of the School Safety and Resiliency Act is headed back to the Senate for consideration as the House voted 96-3 to approve it today.

Northern Kentucky Tribune

Bourbon makers want equal treatment on wine bill in Kentucky

Kentucky's bourbon industry has a bracing message for its home state lawmakers as they consider whether to relax restrictions on wine sales: What's good for California vineyards should also apply to the bluegrass state's signature spirit.

Associated Press

Teachers group calls for statewide 'sickout' as JCPS, other districts close

Kentucky's two largest school districts will be closed Thursday after a grassroots network of teachers called for a sickout to protest a bill that would restructure the board that oversees the state's teacher pension system.

Louisville Courier-Journal

Bill to slash Grindle's \$375K salary unanimously passed by committee

A bill that would slash the \$375,000 salary of Kentucky Chief Information Officer Charles Grindle by nearly half passed unanimously through the House budget committee Tuesday.

Louisville Courier-Journal

Beshear calls for a positive Democratic primary. Not so fast, say opponents.

Attorney General Andy Beshear threw down a challenge to his fellow Democratic gubernatorial nominees Saturday: sign a pledge to not run any negative television or radio ads in the primary.

Lexington Herald-Leader

Utility PAC donations rolled in ahead of solar industry bill fight

Four big utility interests pumped \$327,050 into the political committees of legislative candidates and the political parties during the

2018 election cycle.

Louisville Courier-Journal

Kentucky Bill Could Limit Consumer Utility Rate Protections

The Republican senator behind this year's "net-metering" bill has introduced a measure that would fast track rate cases and limit oversight from state utility regulators.

WFPL

Kentucky's GOP majorities are pushing multiple abortion bills. Here's what they'd do.

With Republicans holding overwhelming majorities in the Kentucky General Assembly for their third consecutive session, lawmakers this winter have filed a half-dozen bills to restrict access to abortion.

Lexington Herald-Leader

'Abortion Reversal' Policy Surfaces In Kentucky Legislature

Doctors would be required to tell patients seeking a medically-induced abortion that the procedure can be reversed, under a bill advancing through the Kentucky legislature despite warnings from medical professionals.

Ashland Daily