

Legislative Report #1

January 15, 2021

Senate Bills

Senate Bill 53

Title AN ACT relating to employment of part-time adjunct instructors for the Kentucky Fire Commission.

Summary of Original Version Amend KRS 61.637 to allow a part-time adjunct instructor for the Kentucky Fire Commission, who has not participated in the Kentucky Employees Retirement Systems prior to retirement but is eligible to retire from the County Employees Retirement System, to retire and draw benefits without being required to resign from his or her position as part-time adjunct instructor for the Kentucky Fire Commission.

Sponsor M. Nemes

Actions

- 01/05/21**
 - introduced in Senate
 - to Committee on Committees (S)
- 01/13/21**
 - to State & Local Government (S)

Senate Bill 85

Title AN ACT relating to workers' compensation for volunteer firemen and other emergency personnel.

Summary of Original Version Amend KRS 342.140 to allow income benefits for volunteer firemen, police, and emergency management agency members or trainees to be based on fifty

percent of the state average weekly wage if that is greater than the average weekly wage of their regular employment.

Sponsors P. Wheeler, J. Turner, M. Nemes, A. Southworth

Actions

- 01/07/21**
- introduced in Senate
 - to Committee on Committees (S)

House Bills

House Bill 44

Title AN ACT relating to mental health and making an appropriation therefor.

Summary of Original Version Amend KRS 210.365 to make firefighters eligible for crisis intervention team training along with law enforcement officers currently permitted such training; amend KRS 95A.220 with an appropriation of \$1,250,000 each fiscal year for treatment of full-time and volunteer firefighters affected by post-traumatic stress injury (PTSI) and/or post-traumatic stress disorder (PTSD); provide that legitimate personnel actions are not compensable; establish the reference for definitions of PTSD and PTSI; require diagnosis by psychiatrist, psychologist, or counselor; allow certain mental health treatment benefits upon firefighter seeking treatment; APPROPRIATION.

Sponsors K. Banta, K. Fleming, J. Blanton, T. Bojanowski, J. DuPlessis, M. Hart, J. Jenkins, K. King, D. Lewis, S. Lewis, B. McCool, M. Meredith, C. Miller, J. Miller, K. Moser, J. Nemes, R. Roberts, W. Thomas, R. Webber, S. Westrom, B. Wheatley, L. Willner

Actions

- 09/16/20** • Prefiled by the sponsor(s).
- 01/05/21** • introduced in House
• to Committee on Committees (H)
- 01/13/21** • to Local Government (H)

House Bill 61

Title AN ACT relating to a tax credit for volunteer firefighters.

**Summary of
Original
Version**

Create a new section of KRS Chapter 141 to establish a refundable income tax credit for certain volunteer firefighters; declare the purpose of the credit; require annual reporting to the Legislative Research Commission to evaluate the impact of the credit; amend KRS 141.0205 to provide the ordering of the credit; amend KRS 131.190 to allow confidential tax return information to be shared with the Legislative Research Commission.

Sponsors

A. Tackett Laferty, J. Blanton, P. Flannery, D. Hale, M. Hart, A. Hatton, J. Jenkins, S. Santoro, W. Thomas

Actions

- 10/06/20** • Prefiled by the sponsor(s).
- 01/05/21** • introduced in House
• to Committee on Committees (H)

House Bill 120

Title

AN ACT relating to consolidated emergency services districts and making an appropriation therefor.

**Summary of
Original
Version**

Create various sections of KRS Chapter 75 to define terms; establish procedures for the creation of a consolidated emergency services district; authorize certain local government officials to appoint 3 members to the board of trustees of the district; provide for the election of 4 members of the board of trustees, qualifications of elected members, terms, nomination procedures, and removal; establish officers of the district and compensation of officers; establish the power to levy a property tax, subject to certain restrictions; declare that upon creation of a district, the board assumes all duties, responsibilities, and liabilities of former departments or districts, former jurisdictions to be special taxing districts until indebtedness is relieved and that all previously entered into

interlocal agreements shall remain in force for their duration; set requirements relating to CERS; establish procedures amend KRS 65.180 to define consolidated emergency services district as a "taxing districts"; amend KRS 75.020 to include creation of a district within the definition of merger; amend KRS 78.530 to allow for any districts, not all to be excluded from the provisions; amend KRS 95A.500 to allow the district to receive qualified shares of merged fire districts; amend KRS 134.119 to provide that the sheriff shall be compensated for collecting taxes for consolidated emergency service districts; APPROPRIATION.

Sponsors C. Massey, S. Santoro

Actions

- 12/11/20**
- Prefiled by the sponsor(s).
- 01/05/21**
- introduced in House
 - to Committee on Committees (H)

House Bill 164

Title AN ACT relating to crimes and punishments.

**Summary of
Original
Version**

Amend KRS 508.025, relating to assault in the third degree, to create a mandatory fine of \$5,000 and a minimum sentence of 30 days' incarceration, which is not subject to any form of early release, for certain offenses; amend KRS 508.010, relating to assault in the first degree, to create a mandatory fine of \$15,000 and a minimum sentence of 90 days' incarceration, which is not subject to any form of early release; create a new section of KRS Chapter 512 to require the court to order full restitution in any conviction under KRS 512.020, 512.030, or 512.040; amend KRS 525.020, relating to riot in the first degree, to create a minimum sentence of 45 days' incarceration, which is not subject to any form of early release; amend KRS 525.030, relating to riot in the second degree, to create a minimum sentence of 30 days' incarceration, which is not subject to any form of early release; create a new section of KRS Chapter 525 to require the court to order full restitution in any conviction under KRS 525.020, 525.030, or

525.040; amend KRS 525.150 to make disrupting meetings and processions a Class A misdemeanor in all cases; amend KRS 525.140 to make obstructing a highway a Class D felony when the obstruction blocks an emergency vehicle, emergency responder, or emergency exit; create a new section of KRS Chapter 511 to create the offense of unlawful camping on property owned by the Commonwealth; amend KRS 511.060 to make criminal trespass a Class D felony when done to harass a person who is a law enforcement officer, active duty member of the military, judge, or elected or appointed government official; create a new section of KRS Chapter 431 to require 12-hour hold for any person charged with certain offenses and allow exceptions; repeal KRS 525.145, relating to disrupting meetings and processions in the first degree.

Sponsors R. Huff, K. Bratcher, B. Reed

Actions

- 01/05/21**
- introduced in House
 - to Committee on Committees (H)

House Bill 166

Title	AN ACT relating to First Responder, Doctor, Nurse, and Health Care Professional Recognition Day.
Summary of Original Version	Create a new section of KRS Chapter 2 to designate the first Saturday of October of each year as "First Responder, Doctor, Nurse, and Health Care Professional Recognition Day"; require the Governor to proclaim the date each year and require state flags to be lowered to half-mast on state public buildings from sunrise to sunset on that day.

Sponsors C. Massey, S. Westrom

Actions

- 01/05/21**
- introduced in House
 - to Committee on Committees (H)

Title 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.

Summary of Original Version The State/Executive Branch Budget: Detail Part I, Operating Budget; appropriate to General Government: 2020-2021: \$2,232,159,200, 2021-2022: \$1,799,151,900; appropriate to the Economic Development Cabinet: 2020-2021: \$30,692,000, 2021-2022: \$32,698,000; appropriate to the Department of Education: 2020-2021: \$5,087,565,600, 2021-2022: \$5,236,333,800; appropriate to the Education and Workforce Development Cabinet: 2020-2021: \$224,230,300, 2021-2022: \$226,419,100; appropriate to the Energy and Environment Cabinet: 2020-2021: \$301,178,900, 2021-2022: \$276,053,300; appropriate to the Finance and Administration Cabinet: 2020-2021: \$992,598,800, 2021-2022: \$1,025,343,600; appropriate to the Health and Family Services Cabinet: 2020-2021: \$16,559,398,900, 2021-2022: \$16,709,573,800; appropriate to the Justice and Public Safety Cabinet: 2020-2021: \$1,270,439,200, 2021-2022: \$1,293,490,400; appropriate to the Labor Cabinet: 2020-2021: \$1,642,204,900, 2021-2022: \$761,756,600; appropriate to the Personnel Cabinet: 2020-2021: \$63,150,200, 2021-2022: \$90,780,200; appropriate to Postsecondary Education: 2020-2021: \$8,533,377,500, 2021-2022: \$8,938,898,700; appropriate to the Public Protection Cabinet: 2020-2021: \$167,314,500, 2021-2022: \$125,746,600; appropriate to the Tourism, Arts and Heritage Cabinet: 2020-2021: \$269,047,600, 2021-2022: \$274,838,800; appropriate to the Budget Reserve Trust Fund: 2021-2022: \$100,000,000; not included in the appropriation amounts are capital project amounts as follows: 2020-2021: \$8,538,931,500, 2021-2022: \$807,761,600; 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.

Sponsors J. Petrie, B. Reed

Actions

- 01/07/21**
 - introduced in House
 - to Committee on Committees (H)

- 01/08/21**
 - taken from Committee on Committees (H)
 - 1st reading
 - returned to Committee on Committees (H)
 - to Appropriations & Revenue (H)
 - posted in committee

- 01/09/21**
 - taken from Appropriations & Revenue (H)
 - 2nd reading
 - returned to Appropriations & Revenue (H)

- 01/11/21**
 - reported favorably, to Rules with Committee Substitute
 - taken from Rules
 - placed in the Orders of the Day
 - **3rd reading, passed 71-22 with Committee Substitute**
 - received in Senate
 - to Committee on Committees (S)
 - to Appropriations & Revenue (S)
 - taken from Appropriations & Revenue (S)
 - 1st reading
 - returned to Appropriations & Revenue (S)

- 01/12/21**
 - reported favorably, 2nd reading, to Rules with Committee Substitute
 - floor amendment (1) filed to Committee Substitute

- 01/13/21**
 - posted for passage in the Regular Orders of the Day for Wednesday, January 13, 2021
 - 3rd reading
 - floor amendment (1) withdrawn
 - **passed 32-0-1 with Committee Substitute**
 - received in House
 - to Rules (H)
 - taken from Rules
 - placed in the Orders of the Day for concurrence or non-concurrence
 - **House refused to concur in Senate Committee Substitute**
 - received in Senate
 - posted for passage for receding from Senate Committee Substitute (1)
 - **Senate refused to recede from Committee Substitute (1)**
 - **Conference Committee appointed in House and Senate**