

Daily activity is highlighted in **bold** with **RED** font.

**SENATE**

1. [SR 280](#) (BR 534) - [D. Seum](#), [E. Harris](#)

Confirm the appointment of Patrick Kelly Downard to the Board of Trustees of the Kentucky Retirement Systems for a term expiring June 17, 2019.

Mar 15, 2018 - introduced in Senate

Mar 16, 2018 - to Rules (S)

Mar 20, 2018 - posted for passage in the Consent Orders of the Day for Tuesday, March 20, 2018; passed 38-0

[Vote History](#)

2. [SR 281](#) (BR 535) - [D. Seum](#)

Confirm the appointment of David Michael Gallagher to the Board of Trustees of the Kentucky Retirement Systems for a term expiring July 1, 2021.

Mar 15, 2018 - introduced in Senate

Mar 16, 2018 - to Rules (S)

Mar 20, 2018 - posted for passage in the Consent Orders of the Day for Tuesday, March 20, 2018; passed 38-0

[Vote History](#)

3. [SR 282](#) (BR 536) - [D. Seum](#)

Confirm the appointment of Matthew L. Monteiro to the Board of Trustees of the Kentucky Retirement Systems for a term expiring June 17, 2019.

Mar 15, 2018 - introduced in Senate

Mar 16, 2018 - to Rules (S)

Mar 20, 2018 - posted for passage in the Consent Orders of the Day for Tuesday, March 20, 2018; passed 38-0

[Vote History](#)

4. [SR 283](#) (BR 537) - [D. Seum](#)

Confirm the reappointment of James Fulkerson to the Board of Trustees of the Kentucky Retirement Systems for a term expiring July 1, 2021.

Mar 15, 2018 - introduced in Senate

Mar 16, 2018 - to Rules (S)

Mar 20, 2018 - posted for passage in the Consent Orders of the Day for Tuesday, March 20, 2018; passed 38-0

[Vote History](#)

5. [SR 284](#) (BR 538) - [D. Seum](#)

Confirm the appointment of Wilburn Joe Brothers to the Board of Trustees of the Kentucky Retirement Systems for a term expiring July 1, 2021.

Mar 15, 2018 - introduced in Senate

Mar 16, 2018 - to Rules (S)

Mar 20, 2018 - posted for passage in the Consent Orders of the Day for Tuesday, March 20, 2018; passed 38-0

[Vote History](#)

6. [SB 1 / AA](#) (BR 427) - [J. Bowen](#), [R. Stivers II](#), [C. McDaniel](#), [D. Thayer](#)

AN ACT relating to retirement.

Amend KRS 6.505 to provide that the "inviolable contract" provisions shall not apply to legislative changes to Legislators' Retirement Plan (LRP) that become effective on or after July 1, 2018; make technical changes; amend KRS 6.520 to reduce the benefit factor of LRP members who began participating prior to 1/1/2014 to 1.97%; amend KRS 6.525 to recalculate current and future LRP retiree benefits effective 1/1/2019 so that the benefit from LRP is based solely upon salary earned as a legislator; amend KRS 6.518 to conform; amend KRS 21.360 to provide that the "inviolable contract" provisions shall not apply to legislative changes to the Judicial Retirement Plan (JRP) that become effective on or after July 1, 2018; make technical changes; amend KRS 21.374 to remove provisions relative to the election to participate in the cash balance plan by existing members and amend to provide that LRP and JRP members may elect to cease participating in LRP or JRP and participate prospectively in KERS in the new optional 401(a) money purchase plan for any future service as a legislator, judge, or justice; amend KRS 21.402 to change the interest credit in the JRP/LRP cash balance plans to 85% of the 5-year smoothed return above 0% if the member is contributing to a state-administered retirement system or plan and 0% if the person is not contributing to a state-administered retirement system or plan; amend KRS 21.460 to prohibit the purchase of recontributions of refunds to LRP/JRP by members who are participating in the 401(a) money purchase plan provided by this Act; amend KRS 21.480 to provide that the "inviolable contract" provisions shall not apply to legislative changes to JRP that become effective on or after July 1, 2018; make technical changes; amend KRS 21.372 and 21.385 to make technical/conforming amendments to JRP/LRP statutes; create a new section of KRS 61.510 to 61.705 to establish an optional 401(a) money purchase plan for new nonhazardous members who begin participating in the Kentucky Employees Retirement System (KERS) and County Employees Retirement System (CERS) on or after January 1, 2019, who elect to participate in the plan; provide that the optional money purchase plan shall be a mandatory defined contribution plan that will operate as another benefit tier in KERS/CERS and will include a 4% employer contribution; provide that the investment options for members of the money purchase plan shall be determined by the Kentucky Retirement Systems (KRS) board and may include options for investing in system assets, investment options provided by an external vendor selected by the KRS board, or investment

options provided through an agreement with the Kentucky Public Employees Deferred Compensation Authority (KDC); provide for a 5-year vesting period for employer contributions in the 401(a) money purchase plan; provide that a member can retire and take a refund or his or her account or annuitize his or her account balance in the 401(a) money purchase plan into one of the payment options provided by the system upon reaching age 65 with 5 years' service or upon meeting a combined age and service requirement of 87 years with a minimum age of 57; amend KRS 16.505, 61.510, and 78.510 relative to State Police Retirement System (SPRS), KERS, and CERS to exclude uniform and equipment allowances from the definition of creditable compensation, require that a final compensation based upon the highest 3 (hazardous) or highest 5 (nonhazardous) years of creditable compensation must contain at least 36 or 60 months, as applicable, for those members retiring on or after January 1, 2019; for Tier I nonhazardous KERS and CERS members retiring on or after July 1, 2023, prohibit lump-sum payments for compensatory time at retirement from increasing retirement benefit calculations; define "nonhazardous position" and "accumulated employer contribution" and make technical and conforming changes; amend KRS 61.546 and 78.616 to provide that members of KERS/CERS/SPRS who retire on or after August 1, 2018, shall not receive sick leave service credit for more than the sick leave they have accumulated as of July 31, 2018, and shall not be eligible to use sick leave service credit for purposes of determining retirement eligibility; provide that no additional KERS/CERS agencies may elect to adopt a sick leave program on or after August 1, 2018; amend KRS 61.565 to define normal cost for purposes of funding for KERS, CERS, SPRS, LRP, and JRP; provide that costs for the optional 401(a) money purchase plan shall be included in the normal cost calculation; provide that for the 2019 actuarial valuation the unfunded liabilities shall be financed using a level dollar amortization method and that unfunded liability payments shall be prorated to each employer based upon the employer's average share of payroll over fiscal years 2015, 2016, and 2017, except for those employers who have ceased participation; provide that employer funding requirements shall be determined using the entry age normal cost method, a 5-year asset smoothing method, and assumptions adopted by the KRS board; provide that KERS and SPRS rates shall be adjusted annually rather than on a biennial basis in the 2020-2022 budget biennium; amend KRS 61.597 to change the interest credit for KERS/CERS nonhazardous members in the cash balance plan to 85% of the 10-year smoothed return above 0% if the member is contributing to a state-administered retirement system or plan

and 0% if the person is not contributing to a state-administered retirement system or plan; amend KRS 16.601 to provide that in the event of a line-of-duty death of a KERS, CERS, or SPRS hazardous member, the spouse shall supersede the beneficiary designation on file; amend KRS 61.552 to provide that members who begin participating in the optional 401(a) money purchase plan shall not be eligible to purchase service credit and to make conforming amendments; amend KRS 61.555 to provide that a member in the optional 401(a) money purchase plan shall be credited with employee and employer contributions if called to active duty military service while working; amend KRS 61.637 to specify required breaks in employment for KERS, CERS, SPRS, LRP, JRP, and Teachers' Retirement System (TRS) retirees who retire on or after January 1, 2019, and are reemployed on or after January 1, 2019, and to provide that these reemployed retirees shall not earn a second retirement account upon reemployment; amend KRS 61.702 to require KRS employees who began participating on or after July 1, 2003, but prior to September 1, 2008, to contribute towards retiree health funding an amount equivalent to the lesser of the normal cost of the retiree health benefit or 3% of creditable compensation; provide that the increase in the employee contribution rate shall be phased-in over a 3-year period and may be adjusted annually after that date by the KRS board in increments of 0.25% of pay if the normal cost decreases/increases, but in no case shall it exceed 3% of creditable compensation; amend KRS 61.705 to provide that members who begin participating on or after January 1, 2014, shall not be eligible for the \$5,000 death benefit payable to KERS, CERS, and SPRS retired members with at least 4 years of service; amend KRS 16.652, 61.692, and 78.852 to provide that the KERS, CERS, and SPRS "inviolable contract" provisions shall not apply to legislative changes that become effective on or after July 1, 2018; make technical changes; amend KRS 61.5955 to remove provisions relative to election by pre-2014 KERS, CERS, and SPRS members to participate in a cash balance plan and amend to provide that KERS and CERS nonhazardous members may elect to cease participating in the pension plan and participate prospectively in the optional 401(a) money purchase plan for future service; amend KRS 61.655 to provide that no member of the General Assembly, public servant, or trustee or employee of the KRS board shall have any interest in the business of KRS while employed/serving and for a period of 5 years following employment/service (starting from July 1, 2017); amend KRS 16.583, 16.645, 61.575, 61.595, 78.640, 61.580, 61.559, 61.605, 61.640, 61.680, 78.545, and 78.650 to make technical/conforming amendments; create a new section of KRS 161.220 to 161.716 to establish

a hybrid cash balance plan for new Teachers' Retirement System (TRS) members who begin participating on or after January 1, 2019; provide that the hybrid cash balance plan shall operate as another benefit tier in TRS and will include an 8% employer credit for non-university members and a 4% employer credit for university members; provide for a 5-year vesting period for employer credits in the TRS hybrid cash balance plan; provide that a member can retire and take a refund of his or her account or annuitize his or her account balance in the TRS hybrid cash balance plan into one of the payment options provided by the system upon reaching age 65 with 5 years' service or upon meeting a combined age and service requirement of 87 years with a minimum age of 57; allow a TRS member with less than 5 years of service to elect participation in the hybrid cash balance plan; amend KRS 161.155 to limit the amount of sick leave payments that can be applied to TRS retirement benefit calculations to the amount of sick days accumulated as of July 31, 2018; retain current high-3 final average salary provisions for TRS members with 20 or more years of service as of July 31, 2018; provide that TRS members with less than 20 years of service as of July 31, 2018, may qualify for a high-3 final average salary calculation if he or she is at least age 60 and has at least 35 years of service; define "university member," "nonuniversity member," "accumulated account balance," and "accumulated employer credit"; amend KRS 161.460 to provide that no member of the General Assembly, public servant, or trustee or employee of the TRS board shall have any interest in the business of TRS while employed/serving and for a period of 5 years following employment/service (starting from July 1, 2017); amend KRS 161.470 to provide that new members of TRS cannot purchase recontributions of refunds and existing members cannot use recontributions of refunds for purposes of determining the date the individual became a member of TRS; amend KRS 161.480, 161.500, 161.507, 161.515, 161.545, 161.5465, 161.547, 161.548, 161.549, and 161.595 to remove certain service purchase provisions for new TRS members effective January 1, 2019; make technical/conforming amendments; amend KRS 161.540 to provide that the employee contribution to fund TRS retiree health benefits for all members shall be increased by the TRS board in 1% of pay increments if the retiree health fund falls below 25% funded, experiences a drop in the funding level for 3 consecutive valuations, or experiences a drop in the funding level of more than 10% over 2 consecutive valuations; amend KRS 161.550 to require TRS employers to pay the full actuarially required contribution rate; provide that for the employer rates payable on or after July 1, 2020, the unfunded liabilities shall be financed using a level dollar

amortization method and to prorate unfunded liability payments to each employer based upon the employer's average share of payroll over fiscal years 2015, 2016, and 2017; provide that employer funding requirements shall be determined using the entry age normal cost method; a 5-year asset smoothing method, and assumptions adopted by the TRS board; define "normal cost" and "actuarially accrued unfunded liability contribution," and provide that local school districts shall pay 2% of pay towards the costs of new TRS members retirement benefits; amend KRS 161.568 to prohibit new members, effective January 1, 2019, from transferring service into TRS from an optional defined contribution retirement plan administered by university employers; amend KRS 161.605 to provide that TRS members who retire on or after January 1, 2019, and return to work shall be subject to the amended reemployment after retirement provisions of KRS 61.637; amend KRS 161.620 to provide that TRS members with 20 or more years of service as of July 31, 2018, shall continue to be eligible for a 3% benefit factor for years of service in excess of 30; provide that TRS members with less than 20 years of service as of July 31, 2018, shall be eligible for a 3% benefit factor for years of service in excess of 35 if the member is at least 60 years of age; provide that TRS retirees will receive a 0.75% COLA in lieu of a 1.5% COLA if the pension fund is less than 90% funded as of the most recent valuation for COLAs provided from July 1, 2019, to July 1, 2030; provide that new TRS retirees will receive a 0.75% COLA in lieu of a 1.5% COLA if the pension fund is less than 90% funded as of the most recent valuation for COLAs provided for twelve years following retirement; provide that the TRS COLA provisions do not apply to new members, effective January 1, 2019; amend KRS 161.623 to limit sick leave service credit to the level of sick leave accumulated as of July 31, 2018, for TRS members receiving service credit for accumulated sick leave; provide that agencies who have not elected a TRS sick leave program may not do so on or after August 1, 2018; amend KRS 161.655 to provide that the life insurance benefit from TRS shall not be applicable to new members, effective January 1, 2019; amend KRS 161.661 to conform TRS disability provisions to the plans for new members; amend KRS 161.714 to provide that the TRS "inviolable contract" provisions shall not apply to legislative changes that become effective on or after July 1, 2018 or to new TRS members with the exception of the new member's accumulated account balance; amend KRS 161.400, 161.420, 161.480, 161.520, 161.522, 161.525, 161.580, 161.585, 161.590, 161.600, 161.612, 161.615, 161.630, 161.650, and 161.700 to make technical/conforming TRS amendments; amend KRS 7A.250 to provide that the Public Pension Oversight Board's hiring of

an actuary to perform a review of state-retirement system rates is voluntary; make conforming/technical amendments; create a new section of KRS Chapter 18A to establish conflict of interest provisions for Kentucky Public Employees Deferred Compensation Authority (KDC) employees and trustees; provide that no member of the General Assembly, public servant, or trustee or employee of the KDC board shall have any interest in the business of KDC while employed/serving and for a period of 5 years following employment/service (starting from July 1, 2017); amend KRS 11A.010 to make the KDC board subject to the Executive Branch Code of Ethics; amend KRS 18A.245 to make conforming/technical amendments; require the Public Pension Oversight Board (PPOB) to establish an advisory committee to evaluate CERS separation/restructuring of the KRS systems and report recommendations to the PPOB no later than December 1, 2019; provide that line-of-duty death changes to KRS 16.601 are applicable to surviving spouses of hazardous members who died in the line of duty on or after January 1, 2017; provide severability clause.

AMENDMENTS  
[SB 1 \(As Introduced\)](#)

[SCS1/AA](#) - Retain original provisions except to: amend KRS 6.525 to provide that non-legislative compensation earned on or after January 1, 2019, shall not be used to determine benefits in the Legislators' Retirement Plan (LRP); amend KRS 21.374 and 61.5955 to provide that members of LRP, the Judicial Retirement Plan (JRP), and the Kentucky Employees Retirement System (KERS) and the County Employees Retirement System (CERS) nonhazardous plans who elect to participate prospectively in the 401(a) money purchase plan shall do so by January 1, 2021; amend KRS 21.385, 61.637, and 161.605 to provide stand-alone reemployment after retirement provisions for the Teachers' Retirement System (TRS), LRP, and the Judicial Retirement Plan (JRP) and provide that no second retirement accounts shall be provided to members who retire on or after January 1, 2019 and are reemployed after that date; amend KRS 16.505, 61.510, and 78.510 to provide that all expense allowances paid on or after 1/1/2019 shall not be included in the definition of creditable compensation; amend KRS 61.546 and 78.616 to alter effective dates of changes to KERS, CERS, and SPRS sick leave provisions; amend KRS 61.565 and 161.550 to reset the amortization period to finance pension unfunded liabilities to a new 30 year period for KERS, CERS, SPRS, and TRS; amend KRS 61.702 to provide that KERS, CERS, and SPRS employees participating in the system on or after July 1,



2003, but prior to September 1, 2008, shall contribute 1% of pay to help fund retiree health benefits; amend KRS 161.155 and 161.623 to alter effective dates of changes to TRS sick leave provisions; amend KRS 161.620 to provide that the TRS COLA shall be 1.0% instead of 1.5% until the TRS pension fund is 90% funded; make technical amendments.

[SFA1](#)( D. Ridley ) - Amend Section 73 of the bill to restore cost-of-living adjustments of 1.5% per year for retired members and beneficiaries of retirement options of the Teachers' Retirement System.

[SFA2](#)( D. Ridley ) - Delete Sections 43 through 80 relating to the Teachers' Retirement System.

[SFA3](#)( M. McGarvey ) - Amend Sections 1, 5, 11, 32, 33, 34, and 80 to restore the "inviolable contract" provisions to apply to legislative changes to state-administered retirement systems that become effective on or after July 1, 2018.

[SFA4](#)( J. Bowen ) - Retain original provisions, except to change the effective date of establishing the optional 401(a) money purchase plan to July 1, 2019 from January 1, 2019; provide that new nonhazardous members of the Kentucky Employees Retirement System (KERS) and County Employees Retirement System (CERS) on or after January 1, 2019 but prior to July 1, 2019, may elect with 90 days of July 1, 2019 to participate in the optional 401(a) money purchase plan and transfer their accumulated account balance.

[SFA5](#)( J. Carroll ) - Amend Section 9 to provide that, for members of the Legislators' Retirement Plan (LRP) and the Judicial Retirement Plan (JRP) participating on or after January 1, 2014, but prior to January 1, 2019, in the hybrid cash balance plan, the annual interest credit applied shall be an increase equal to four percent (4%) plus seventy-five percent (75%) of the systems' five (5) year geometric return above four percent (4%) and that for members of LRP and JRP participating on or after January 1, 2019, in the hybrid cash balance plan, the annual interest credit applied shall be an increase equal to eighty-five percent (85%) of the systems' five (5) year geometric return but not less than zero percent (0%); and amend Section 19 to provide that, for members of the Kentucky Employees Retirement System (KERS), the County Employees Retirement System (CERS), and the State Police Retirement System (SPRS) participating on or after January 1, 2014, but prior to January 1, 2019, in the hybrid cash balance plan, the annual interest credit applied shall be an increase equal to four percent (4%) plus seventy-five percent (75%) of the systems' ten (10) year geometric return above four percent

(4%) and that for members of KERS, CERS, and SPRS participating on or after January 1, 2019, in the hybrid cash balance plan, the annual interest credit applied shall be an increase equal to eighty-five percent (85%) of the systems' ten (10) year geometric return but not less than zero percent (0%).

Feb 20, 2018 - introduced in Senate

Feb 21, 2018 - to State & Local Government (S)

Mar 05, 2018 - taken from State & Local Government (S); 1st reading; returned to State & Local Government (S)

Mar 06, 2018 - taken from State & Local Government (S); 2nd reading; returned to State & Local Government (S)

Mar 07, 2018 - reported favorably, to Rules with Committee Substitute (1); floor amendments (1), (2) and (3) filed to Committee Substitute

Mar 08, 2018 - posted for passage in the Regular Orders of the Day for Friday, March 9, 2018; floor amendments (4) and (5) filed to Committee Substitute

Mar 09, 2018 - recommitted to State & Local Government (S)

7. [SB 15](#) (BR 845) - [C. McDaniel](#), [D. Thayer](#)

AN ACT relating to retirement.

Amend KRS 161.525 to insert gender-neutral language.

Jan 04, 2018 - introduced in Senate

Jan 05, 2018 - to State & Local Government (S)

8. [SB 22 / AA/CI/LM](#) (BR 155) - [J. Carroll](#)

AN ACT relating to sports wagering and making an appropriation therefor.

Create a new section of KRS Chapter 230 to require the Kentucky Horse Racing Commission to institute a sports wagering system; amend KRS 230.210 to define "exempt sports contest," "sports wagering," and "sports wagering facility"; amend KRS 230.215 to declare it the policy of the Commonwealth to encourage the conduct of wagering on sporting events, when allowed by

federal law, and to vest forceful control over sports wagering in the racing commission; include consideration of members of professional and collegiate sports organizations in the Governor's appointments to the commission; amend KRS 230.240 to allow the director of the racing commission to take personnel action relating to sports wagering; amend KRS 230.260 to include promotion of fair sports wagering among the purposes of the racing commission; create a new section of KRS Chapter 230 to establish licensing requirements and establish a licensing fee of \$250,000; create a new section of KRS Chapter 230 to require the racing commission to promulgate administrative regulations prescribing the manner in which sports wagering shall be conducted; provide minimum criteria; prohibit participants from wagering on a sporting event; create a new section of KRS Chapter 230 to establish a 20 percent tax on the total amount wagered at sports wagering facilities; **create a new section of KRS Chapter 230 to establish the sports wagering distribution trust fund and appropriate moneys from that fund**; amend KRS 230.320 to include sports wagering among the activities that are regulated by the racing commission; amend KRS 230.360 to include sports wagering among the activities that are not subject to local control; amend KRS 230.990 to establish penalties for tampering with the outcome of a sporting event and participant wagering on a sporting event; EFFECTIVE UPON CONTINGENCY: Act takes effect only if the federal Professional and Amateur Sports Protection Act is repealed by Congress or is rendered void by the United States Supreme Court.

Sep 20, 2017 - Prefiled by the sponsor(s).

Jan 02, 2018 - introduced in Senate

Jan 03, 2018 - to Appropriations & Revenue (S)

9. [SB 27 / AA](#) (BR 204) - [R. Girdler](#), [S. Meredith](#), [C. Embry Jr.](#)

AN ACT relating to retirement benefit participation for members of the General Assembly.

Create a new section of KRS 6.145 to 6.237 to allow an individual who becomes a member of the General Assembly on or after the effective date of the Act to make a one-time irrevocable election to not participate in the Legislators' Retirement Plan or the Kentucky Employees Retirement System for his or her service to the General Assembly; allow an individual who has not yet met the requirements for vesting to make a one-time irrevocable election within 60 days

of the effective date of this Act to discontinue participation in the Legislators' Retirement Plan or the Kentucky Employees Retirement System for his or her service to the General Assembly and receive a refund of his or her accumulated account balance; provide that the election to not participate or discontinue participation in the Legislators' Retirement Plan or the Kentucky Employees Retirement System shall apply to all future service of the General Assembly; amend KRS 6.505, 61.510, 61.525, 61.535, and 61.625 to conform.

Sep 28, 2017 - Prefiled by the sponsor(s).

Jan 02, 2018 - introduced in Senate

Jan 03, 2018 - to State & Local Government (S)

10. [SB 28 / AA](#) (BR 213) - [R. Girdler](#), [S. Meredith](#), [C. Embry Jr.](#)

AN ACT relating to retirement benefits for legislators.

Amend KRS 6.505 to close the Legislators' Retirement Plan to new members effective August 1, 2018; prohibit current legislators from participating in the Legislators' Retirement Plan on or after August 1, 2018; provide that current and future legislators may only participate in the Kentucky Employees Retirement System for any service to the General Assembly occurring on or after August 1, 2018.

Sep 28, 2017 - Prefiled by the sponsor(s).

Jan 02, 2018 - introduced in Senate

Jan 03, 2018 - to State & Local Government (S)

11. [SB 44](#) (BR 58) - [C. McDaniel](#), [T. Buford](#), [D. Carroll](#), [C. Embry Jr.](#), [W. Schroder](#), [M. Wilson](#)

AN ACT relating to reemployment of retirees with county police departments.

Amend KRS 70.292 to allow county police departments the ability to employ retired police officers from the Kentucky Employees Retirement System (KERS), County Employees Retirement System (CERS), and State Police Retirement System (SPRS) provided they meet certain standards; amend KRS 70.293 to provide that KERS, CERS, and SPRS retirees reemployed by a county police department will continue to receive the benefits they were

eligible to receive upon retirement but shall not accrue any additional retirement or health benefits during reemployment; provide that retirement and any health contributions shall not be paid to the Kentucky Retirement Systems or the Kentucky Employees Health Plan on a retired officer who is reemployed by a county police department under these provisions.

Jan 02, 2018 - introduced in Senate

Jan 03, 2018 - to State & Local Government (S)

12. [SB 66/FN](#) (BR 846) - [C. McDaniel](#), [W. Schroder](#)

AN ACT relating to retirement.

Amend KRS 61.530 to insert gender-neutral language.

AMENDMENTS  
[SB 66 \(As Introduced\)](#)

[SCS1/AA](#) - Amend KRS 61.522 to allow universities, community colleges, and health departments to cease participating in the Kentucky Employees Retirement System provided the agency pays the cost of ceasing participation; provide a window where quasi-state agencies who are eligible to cease participating in the Kentucky Employees Retirement System or non-stock non-profit agencies eligible to cease participating in the County Employees Retirement System (CERS) may elect prior to July 1, 2018, to cease participating in the system by paying the prorated share of the system's unfunded liability based upon the employer's share of total payroll in FY 2015, 2016, and 2017; provide that the window effective cessation date is June 30, 2019 and that employees of the ceasing employer shall contribute until June 30, 2019; allow employers ceasing participation in the window to pay off the cost through installments without interest; provide that the installments in FY 19 and 20 shall be equal to the contributions paid by the employers in FY 18 and to provide an increase in the payment of 5% per year each year; provide a maximum payback period of 40 years; amend KRS 61.565 to provide that CERS employer contribution rate shall not increase by more than 12% per year over the prior fiscal

year from July 1, 2018, to June 30, 2028; EMERGENCY.

[SCA1](#)( C. McDaniel ) - Make title amendment.

Jan 04, 2018 - introduced in Senate

Jan 05, 2018 - to Appropriations & Revenue (S)

Feb 27, 2018 - reported favorably, 1st reading, to Calendar with Committee Substitute (1) and committee amendment (1-title)

Feb 28, 2018 - 2nd reading, to Rules

Mar 12, 2018 - taken from Rules; recommitted to Appropriations & Revenue (S)

13. [SB 81 / AA/FN](#) (BR 881) - [J. Turner](#)

AN ACT relating to erroneous payments to the Kentucky Retirement Systems.

Amend KRS 16.543, 61.543, and 78.615 to provide that, if the Kentucky Retirement Systems determines that employee contributions were made in error more than five years following the date the contributions were first made, the systems shall pay the member interest on any refunded contributions at the actuarially assumed rate of return; amend KRS 61.685 to conform.

Jan 16, 2018 - introduced in Senate

Jan 17, 2018 - to Appropriations & Revenue (S)

14. [SB 88/LM](#) (BR 1093) - [P. Hornback](#), [M. Wilson](#), [J. Bowen](#), [J. Carpenter](#), [R. Girdler](#)

AN ACT relating to city mandates.

Create a new section of KRS Chapter 6 to prohibit the General Assembly from imposing requirements on cities that require city expenditures or tax levies without fully funding the requirement or making the requirements contingent on city legislative body approval; exempt requirements that are the result of a federal mandate; ensure that the provisions do not affect the obligations under KRS 6.950 to 6.975.

AMENDMENTS  
[SB 88 \(As Introduced\)](#)

[SFA1](#)( C. McDaniel ) - Direct that cities of any class shall remain liable for statutory obligations under KRS 78.510 to 78.852 or any other retirement system or plan.

Jan 17, 2018 - introduced in Senate

Jan 18, 2018 - to State & Local Government (S)

Jan 24, 2018 - reported favorably, 1st reading, to Calendar; floor amendment (1) filed

Jan 25, 2018 - 2nd reading, to Rules

Feb 08, 2018 - posted for passage in the Regular Orders of the Day for Thursday, February 8, 2018; 3rd reading, passed 36-0 with floor amendment (1)

Feb 09, 2018 - received in House

Feb 13, 2018 - to Local Government (H)

Feb 15, 2018 - posted in committee

Feb 21, 2018 - reported favorably, 1st reading, to Calendar

Feb 22, 2018 - 2nd reading, to Rules

Feb 28, 2018 - posted for passage in the Regular Orders of the Day for Thursday, March 1, 2018

**Apr 14, 2018 - 3rd reading, passed 76-10; received in Senate; enrolled, signed by President of the Senate; enrolled, signed by Speaker of the House; delivered to Governor**

#### [Vote History](#)

#### 15. [SB 113 / AA/LM](#) (BR 465) - [W. Westerfield](#)

AN ACT relating to retirement benefits for local elected officials and declaring an emergency.

Amend KRS 61.637 to allow a mayor or member of a city legislative body who does not have service credit in the County Employees Retirement System (CERS) for his or her service to the city to retire and draw benefits from CERS for other covered employment without resigning from his or her position as mayor or member of a city legislative body; amend KRS 78.540 to provide that a mayor or member of a city legislative body who has been required to participate in CERS due to other covered employment, or because of failure to make an election to not participate as provided by this section, may elect to not participate in CERS for service as mayor

or member of the city legislative body and to receive a refund of contributions for his or her service as a mayor or member of a city legislative body; EMERGENCY.

AMENDMENTS  
SB 113 (As Introduced)

HCS1/AA/LM - Retain original provisions; amend KRS 61.645 to allow the Kentucky Retirement Systems' board to promulgate an administrative regulation to conduct trustee elections by electronic ballot and to make technical changes; EMERGENCY

HCA1( J. Miller ) - Make title amendment.

HFA1( J. Miller ) - Delete original provisions; amend KRS 61.645 to allow the Kentucky Retirement Systems' board to promulgate an administrative regulation to conduct trustee elections by electronic ballot and to make technical changes.

HFA2( J. Miller ) - Make title amendment.

HFA3( J. Kay ) - Retain original provisions of HFA1; amend KRS 61.645 to require the Kentucky Retirement Systems (KRS) to follow the state Model Procurement Code when contracting for investment management services; provide that KRS board members may also be removed for a violation of fiduciary duties or conflict of interest; provide that a KRS board member shall not be considered as acting in good faith if they fail to disclose a conflict of interest; grant the Attorney General concurrent jurisdiction to investigate and prosecute violations of the ethical and fiduciary duties of trustees and investment managers for the Kentucky Retirement Systems; specify investment fee and commission reporting to include underlying fund of fund fees; require investment managers failing to disclose investment holdings, fees, and commissions to forfeit any fees or commission paid by KRS; subject investment contracts made by the Kentucky Retirement System to full public disclosure; amend KRS 61.650 to require investment managers to formally adopt the CFA Institute's codes of conduct; require that failure to adhere to the codes result in the forfeiture of any fees or commissions paid by the Kentucky Retirement Systems; make conforming amendments; amend KRS 61.655 to amend conflict-of-interest provisions to prohibit a trustee and employees of the Kentucky Retirement Systems from having a contractual agreement with or interest in any entities providing services to the systems and from receiving, directly or indirectly, any interest, fees, or profit from entities that provide services to the Kentucky Retirement Systems; require trustees, members of the General Assembly, and public servants to adhere to relevant conflict-of-



interest provisions during tenure and for five years following termination; require trustees and employees of the Kentucky Retirement Systems to file annual conflict-of-interest statements with the Kentucky Retirement Systems beginning on January 1, 2019; amend KRS 61.990 to provide that a knowing violation of the ethical and fiduciary duties of trustees and investment managers for the Kentucky Retirement Systems is a Class D felony.

[HFA4](#)( J. Kay ) - Retain original provisions; amend KRS 61.645 to require the Kentucky Retirement Systems (KRS) to follow the state Model Procurement Code when contracting for investment management services; provide that KRS board members may also be removed for a violation of fiduciary duties or conflict of interest; provide that a KRS board member shall not be considered as acting in good faith if they fail to disclose a conflict of interest; grant the Attorney General concurrent jurisdiction to investigate and prosecute violations of the ethical and fiduciary duties of trustees and investment managers for the Kentucky Retirement Systems; specify investment fee and commission reporting to include underlying fund of fund fees; require investment managers failing to disclose investment holdings, fees, and commissions to forfeit any fees or commission paid by KRS; subject investment contracts made by the Kentucky Retirement System to full public disclosure; amend KRS 61.650 to require investment managers to formally adopt the CFA Institute's codes of conduct; require that failure to adhere to the codes result in the forfeiture of any fees or commissions paid by the Kentucky Retirement Systems; make conforming amendments; amend KRS 61.655 to amend conflict-of-interest provisions to prohibit a trustee and employees of the Kentucky Retirement Systems from having a contractual agreement with or interest in any entities providing services to the systems and from receiving, directly or indirectly, any interest, fees, or profit from entities that provide services to the Kentucky Retirement Systems; require trustees, members of the General Assembly, and public servants to adhere to relevant conflict-of-interest provisions during tenure and for five years following termination; require trustees and employees of the Kentucky Retirement Systems to file annual conflict-of-interest statements with the Kentucky Retirement Systems beginning on January 1, 2019; amend KRS 61.990 to provide that a knowing violation of the ethical and fiduciary duties of trustees and investment managers for the Kentucky Retirement Systems is a Class D felony.

[HFA5](#)( J. Kay ) - Retain original provisions; amend KRS 61.645 to require the Kentucky Retirement Systems (KRS) to follow the state Model Procurement Code when contracting for

investment management services; provide that KRS board members may also be removed for a violation of fiduciary duties or conflict of interest; provide that a KRS board member shall not be considered as acting in good faith if they fail to disclose a conflict of interest; grant the Attorney General concurrent jurisdiction to investigate and prosecute violations of the ethical and fiduciary duties of trustees and investment managers for the Kentucky Retirement Systems; specify investment fee and commission reporting to include underlying fund of fund fees; require investment managers failing to disclose investment holdings, fees, and commissions to forfeit any fees or commission paid by KRS; subject investment contracts made by the Kentucky Retirement System to full public disclosure; amend KRS 61.650 to require investment managers to formally adopt the CFA Institute's codes of conduct; require that failure to adhere to the codes result in the forfeiture of any fees or commissions paid by the Kentucky Retirement Systems; make conforming amendments; amend KRS 61.655 to amend conflict-of-interest provisions to prohibit a trustee and employees of the Kentucky Retirement Systems from having a contractual agreement with or interest in any entities providing services to the systems and from receiving, directly or indirectly, any interest, fees, or profit from entities that provide services to the Kentucky Retirement Systems; require trustees, members of the General Assembly, and public servants to adhere to relevant conflict-of-interest provisions during tenure and for five years following termination; require trustees and employees of the Kentucky Retirement Systems to file annual conflict-of-interest statements with the Kentucky Retirement Systems beginning on January 1, 2019; amend KRS 61.990 to provide that a knowing violation of the ethical and fiduciary duties of trustees and investment managers for the Kentucky Retirement Systems is a Class D felony.

[HFA6](#)( J. Kay ) - Make title amendment.

[HFA7](#)( L. Belcher ) - Delete the enacting clause of SB 151/EN.

[HFA8](#)( L. Belcher ) - Delete the enacting clause of SB 151/EN.

[HFA9](#)( L. Belcher ) - Delete the enacting clause of SB 151/EN.

[HFA10](#)( L. Belcher ) - Make title amendment.

[HFA11](#)( L. Belcher ) - Retain original provisions; repeal and reenact all sections of SB 151 as enacted at the 2018 Regular Session of the General Assembly (2018 Ky. Acts ch. 107) amending KRS Chapters 6, 7A, 11A, 16, 18A, 21, 61,78, and 161; repeal all sections of SB 151 as enacted at the 2018 Regular Session of the General Assembly creating new sections of KRS 61.510 to

61.705 and 161.220 to 161.716; provide that SB 151 as enacted at the 2018 Regular Session of the General Assembly is repealed in its entirety and shall have no effect on the laws of the Commonwealth of Kentucky; direct the reviser of statutes that the provisions of this Act shall prevail over SB 151 as enacted at the 2018 Regular Session of the General Assembly, and no part of SB 151 shall be codified in the Kentucky Revised Statutes; EMERGENCY.

[HFA12](#)( L. Belcher ) - Retain original provisions; repeal and reenact all sections of SB 151 as enacted at the 2018 Regular Session of the General Assembly (2018 Ky. Acts ch. 107) amending KRS Chapters 6, 7A, 11A, 16, 18A, 21, 61,78, and 161; repeal all sections of SB 151 as enacted at the 2018 Regular Session of the General Assembly creating new sections of KRS 61.510 to 61.705 and 161.220 to 161.716; provide that SB 151 as as enacted at the 2018 Regular Session of the General Assembly is repealed in its entirety and shall have no effect on the laws of the Commonwealth of Kentucky; direct the reviser of statutes that the provisions of this Act shall prevail over SB 151 as enacted at the 2018 Regular Session of the General Assembly, and no part of SB 151 shall be codified in the Kentucky Revised Statutes; EMERGENCY.

[HFA13](#)( L. Belcher ) - Make title amendment.

Jan 26, 2018 - introduced in Senate

Jan 29, 2018 - to State & Local Government (S)

Mar 14, 2018 - reported favorably, 1st reading, to Consent Calendar

Mar 15, 2018 - 2nd reading, to Rules; posted for passage in the Consent Orders of the Day for Friday, March 16, 2018

Mar 16, 2018 - 3rd reading, passed 36-0

Mar 19, 2018 - received in House

Mar 20, 2018 - taken from Committee on Committees (H); 1st reading; returned to Committee on Committees (H); to State Government (H); posted in committee

Mar 21, 2018 - taken from State Government (H); 2nd reading; returned to State Government (H)

Mar 22, 2018 - reported favorably, to Rules with Committee Substitute and committee amendment (1-title); posted for passage in the Regular Orders of the Day for Tuesday, March 27, 2018; floor amendments (1) and (2-title) filed

Mar 27, 2018 - floor amendment (3) filed to hfa (1), floor amendment (4) filed to Committee Substitute, and floor amendments (5) and (6 title) filed to Bill

**Apr 13, 2018 - floor amendments (8), and (11) filed to Committee Substitute, floor amendment (9) filed to HFA (1), floor amendments (10-title), (12), (13-title) filed**

[Vote History](#)

16. [SB 151](#) (BR 1644) - [J. Bowen](#)

AN ACT relating to the local provision of wastewater services.

Amend KRS 65.240, relating to interlocal agreements, KRS 74.407, relating to water districts, KRS 76.080, relating to metropolitan sewer districts, KRS 76.231, relating to joint sewer agencies, KRS 76.325, relating to sewer construction districts, and create a new section of KRS 220.010 to 220.540, relating to sanitation districts, to allow each agency or entity to contract with other entities to acquire wastewater facilities in connection with the acquisition, construction, operation, repair, or maintenance when the entity's facilities are outside of that particular agency's jurisdictional boundaries.

AMENDMENTS

[SB 151 \(As Introduced\)](#)

[SCS1](#) - Retain original provisions of the bill, except add exemption in each section for projects coming under the provisions of KRS Chapter 278 and add and amend KRS 76.232 to enable the cited entities to have the same authority granted as in the other sections of the bill.

[HCS1/AA](#) - Amend KRS 6.505 to provide that the "inviolable contract" provisions shall not apply to legislative changes to Legislators' Retirement Plan (LRP) that become effective on or after July 1, 2018; make technical changes; amend KRS 6.520 to reduce the benefit factor of LRP members who began participating prior to January 1, 2014, to 1.97%; amend KRS 6.525 to provide that non-legislative compensation earned in another state-administered retirement system on or after January 1, 2019, shall not be used to calculate LRP retirement benefits; amend KRS 6.518 to conform; amend KRS 21.360 to provide that the "inviolable contract" provisions shall not apply to legislative changes to the Judicial Retirement Plan (JRP) that become effective on or after July 1, 2018; make technical changes; amend KRS 21.374 to remove provisions relative to the election to participate in the cash balance plan by existing members and amend to provide that LRP and JRP members may elect to cease participating in LRP or JRP and participate

prospectively in KERS in the new optional 401(a) money purchase plan for any future service as a legislator, judge, or justice; amend KRS 21.402 to change the interest credit in the JRP/LRP cash balance plans to 85% of the five-year smoothed return above zero % if the member is contributing to a state-administered retirement system or plan and zero % if the person is not contributing to a state-administered retirement system or plan; amend KRS 21.460 to prohibit the purchase of recontributions of refunds to LRP/JRP by members who are participating in the 401(a) money purchase plan; amend KRS 21.480 to provide that the "inviolable contract" provisions shall not apply to legislative changes to JRP that become effective on or after July 1, 2018; make technical changes; amend KRS 21.372 and 21.385 to make technical/conforming amendments to JRP/LRP statutes; create a new section of KRS 61.510 to 61.705 to establish an optional 401(a) money purchase plan for new nonhazardous members who begin participating in the Kentucky Employees Retirement System (KERS) and County Employees Retirement System (CERS) on or after January 1, 2019, who elect to participate in the plan; provide that the optional money purchase plan shall be a mandatory defined contribution plan that will operate as another benefit tier in KERS/CERS and will include a four % employer contribution; provide that the investment options for members of the money purchase plan shall be determined by the Kentucky Retirement Systems (KRS) board and may include options for investing in system assets, investment options provided by an external vendor selected by the KRS board, or investment options provided through an agreement with the Kentucky Public Employees Deferred Compensation Authority (KDC); provide for a five-year vesting period for employer contributions in the 401(a) money purchase plan; provide that a member can retire and take a refund or his or her account or annuitize his or her account balance in the 401(a) money purchase plan into one of the payment options provided by the system upon reaching age 65 with five years' service or upon meeting a combined age and service requirement of 87 years with a minimum age of 57; amend KRS 16.505, 61.510, and 78.510 relative to State Police Retirement System (SPRS), KERS, and CERS to exclude uniform and equipment allowances from the definition of creditable compensation, require that a final compensation based upon the highest three (hazardous) or highest five (nonhazardous) years of creditable compensation must contain at least 36 or 60 months, as applicable, for those members retiring on or after January 1, 2019; for Tier I nonhazardous KERS and CERS members retiring on or after July 1, 2023, prohibit lump-sum payments for compensatory time at retirement from increasing retirement benefit

calculations; define "nonhazardous position" and "accumulated employer contribution" and make technical and conforming changes; amend KRS 61.546 and 78.616 to provide that sick leave service credit shall not be used to determine retirement eligibility or to reduce applicable actuarial penalties for KERS, CERS, and SPRS members who began participating prior to January 1, 2014, and who retire on or after July 1, 2023; provide that no additional KERS/CERS agencies may elect to adopt a sick leave program on or after August 1, 2018; amend KRS 61.565 to define normal cost for purposes of funding for KERS, CERS, SPRS, LRP, and JRP; provide that costs for the optional 401(a) money purchase plan shall be included in the normal cost calculation; provide that, for the 2019 actuarial valuation, the unfunded liabilities shall be financed using a level dollar amortization method and that unfunded liability payments shall be prorated to each employer based upon the employer's average share of payroll over fiscal years 2015, 2016, and 2017, except for those employers who have ceased participation; provide that employer funding requirements shall be determined using the entry age normal cost method, a five-year asset smoothing method, and assumptions adopted by the KRS board; provide that KERS and SPRS rates shall be adjusted annually rather than on a biennial basis in the 2020-2022 budget biennium; amend KRS 61.597 to change the interest credit for KERS/CERS nonhazardous members in the cash balance plan to 85% of the 10-year smoothed return above zero % if the member is contributing to a state-administered retirement system or plan and zero % if the person is not contributing to a state-administered retirement system or plan; amend KRS 16.601 to provide that in the event of a line-of-duty death of a KERS, CERS, or SPRS hazardous member, the spouse shall supersede the beneficiary designation on file; amend KRS 61.552 to provide that members who begin participating in the optional 401(a) money purchase plan shall not be eligible to purchase service credit and to make conforming amendments; amend KRS 61.555 to provide that a member in the optional 401(a) money purchase plan shall be credited with employee and employer contributions if called to active duty military service while working; amend KRS 61.637 to specify required breaks in employment for KERS, CERS, SPRS, LRP, JRP, and Teachers' Retirement System (TRS) retirees who retire on or after January 1, 2019, and are reemployed on or after January 1, 2019, in a KRS eligible position and to provide that these reemployed retirees shall not earn a second retirement account upon reemployment; amend KRS 61.702 to require KRS employees who began participating on or after July 1, 2003, but prior to September 1, 2008, to contribute towards retiree health funding an amount equal to

one % of creditable compensation; amend KRS 61.705 to provide that members who begin participating on or after January 1, 2014, shall not be eligible for the \$5,000 death benefit payable to KERS, CERS, and SPRS retired members with at least four years of service; amend KRS 16.652, 61.692, and 78.852 to provide that the KERS, CERS, and SPRS "inviolable contract" provisions shall not apply to legislative changes that become effective on or after July 1, 2018; make technical changes; amend KRS 61.5955 to remove provisions relative to election by pre-2014 KERS, CERS, and SPRS members to participate in a cash balance plan and amend to provide that KERS and CERS nonhazardous members may elect to cease participating in the pension plan and participate prospectively in the optional 401(a) money purchase plan for future service; amend KRS 61.655 to provide that no member of the General Assembly, public servant, or trustee or employee of the KRS board shall have any interest in the business of KRS while employed/serving and for a period of five years following employment/service (starting from July 1, 2017); amend KRS 16.583, 16.645, 61.575, 61.595, 78.640, 61.580, 61.559, 61.605, 61.640, 61.680, 78.545, and 78.650 to make technical/conforming amendments; create a new section of KRS 161.220 to 161.716 to establish a hybrid cash balance plan for new Teachers' Retirement System (TRS) members who begin participating on or after January 1, 2019; provide that the hybrid cash balance plan shall operate as another benefit tier in TRS, will have a benefit based on a 9.105% employee contribution for nonuniversity members and a 7.625% employee contribution for university members, and will include an eight % employer credit for non-university members and a four % employer credit for university members and an interest credit; provide for a five-year vesting period for employer credits in the TRS hybrid cash balance plan; provide that a member can retire and take a refund of his or her account or annuitize his or her account balance in the TRS hybrid cash balance plan into one of the payment options provided by the system upon reaching age 65 with five years' service or upon meeting a combined age and service requirement of 87 years with a minimum age of 57; allow a TRS member with less than five years of service to elect participation in the hybrid cash balance plan; amend KRS 161.155 to limit the amount of sick leave payments that can be applied to TRS retirement benefit calculations to the amount of sick days accumulated as of December 31, 2018; provide that part-time and substitute provisions for TRS coverage shall not apply to reemployed retirees who retire on or after January 1, 2019; amend KRS 161.220 to define "university member," "nonuniversity member," "accumulated account balance," and "accumulated employer credit"; amend KRS

161.460 to provide that no member of the General Assembly, public servant, or trustee or employee of the TRS board shall have any interest in the business of TRS while employed/serving and for a period of five years following employment/service (starting from July 1, 2017); amend KRS 161.470 to provide that new members of TRS cannot purchase recontributions of refunds and existing members cannot use recontributions of refunds for purposes of determining the date the individual became a member of TRS; amend KRS 161.480, 161.500, 161.507, 161.515, 161.545, 161.5465, 161.547, 161.548, 161.549, and 161.595 to remove certain service purchase provisions for new TRS members effective January 1, 2019; make technical/conforming amendments; amend KRS 161.550 to require TRS employers to pay the full actuarially required contribution rate; provide that for the employer rates payable on or after July 1, 2020, the unfunded liabilities shall be financed using a level dollar amortization method and to prorate unfunded liability payments to each employer based upon the employer's average share of payroll over fiscal years 2015, 2016, and 2017; provide that employer funding requirements shall be determined using the entry age normal cost method, a five-year asset smoothing method, and assumptions adopted by the TRS board; define "normal cost" and "actuarially accrued unfunded liability contribution," and provide that local school districts shall pay two % of pay towards the costs of new TRS members retirement benefits; amend KRS 161.568 to prohibit new members, effective January 1, 2019, from transferring service into TRS from an optional defined contribution retirement plan administered by university employers; amend KRS 161.605 to provide that TRS members who retire on or after January 1, 2019, and return to work shall not earn second retirement accounts in TRS; require certain breaks in employment and salary limitations for TRS retirees returning to work in a TRS position; amend KRS 161.620 to provide that the TRS cost of living adjustment (COLA) provisions do not apply to new members, effective January 1, 2019; amend KRS 161.623 to limit sick leave service credit to the level of sick leave accumulated as of December 31, 2018, for TRS members receiving service credit for accumulated sick leave; provide that agencies who have not elected a TRS sick leave program may not do so on or after August 1, 2018; amend KRS 161.655 to provide that the life insurance benefit from TRS shall not be applicable to new members, effective January 1, 2019; amend KRS 161.661 to conform TRS disability provisions to the plans for new members; amend KRS 161.714 to provide that the TRS "inviolable contract" provisions shall not apply to legislative changes that become effective on or after July 1, 2018, or to new



TRS members with the exception of the new member's accumulated account balance; amend KRS 161.400, 161.420, 161.480, 161.520, 161.522, 161.525, 161.540, 161.580, 161.585, 161.590, 161.600, 161.612, 161.615, 161.630, 161.650, and 161.700 to make technical/conforming TRS amendments; amend KRS 7A.250 to provide that the Public Pension Oversight Board's hiring of an actuary to perform a review of state-retirement system rates is voluntary; make conforming/technical amendments; create a new section of KRS Chapter 18A to establish conflict of interest provisions for Kentucky Public Employees Deferred Compensation Authority (KDC) employees and trustees; provide that no member of the General Assembly, public servant, or trustee or employee of the KDC board shall have any interest in the business of KDC while employed/serving and for a period of five years following employment/service (starting from July 1, 2017); amend KRS 11A.010 to make the KDC board subject to the Executive Branch Code of Ethics; amend KRS 18A.245 and 61.598 to make conforming/technical amendments; require the Public Pension Oversight Board (PPOB) to establish an advisory committee to evaluate CERS separation/restructuring of the KRS systems and report recommendations to the PPOB no later than December 1, 2019; require KRS and TRS to provide update on the development of the system, including the impact of state or federal law, to the PPOB no later than August 1, 2018; provide that line-of-duty death changes to KRS 16.601 are applicable to surviving spouses of hazardous members who died in the line of duty on or after January 1, 2017; provide severability clause.

[HCA1](#)( J. Carney ) - Make title amendment.

[HFA2](#)( J. Kay ) - Retain original provisions, except amend KRS 61.645 to require the Kentucky Retirement Systems (KRS) to follow the state Model Procurement Code when contracting for investment management services; provide that KRS board members may also be removed for a violation of fiduciary duties or conflict of interest; provide that a KRS board member shall not be considered as acting in good faith if they fail to disclose a conflict of interest; specify investment fee and commission reporting to include underlying fund of fund fees; require investment managers failing to disclose investment holdings, fees, and commissions to forfeit any fees or commission paid by KRS; subject investment contracts made by the Kentucky Retirement System to full public disclosure; amend KRS 61.650 to require investment managers to formally adopt the CFA Institute's codes of conduct; require that failure to adhere to the codes result in the forfeiture of any fees or commissions paid by the Kentucky Retirement

Systems; make conforming amendments; amend KRS 61.655 to amend conflict-of-interest provisions to prohibit a trustee and employees of the Kentucky Retirement Systems from having a contractual agreement with or interest in any entities providing services to the systems and from receiving, directly or indirectly, any interest, fees, or profit from entities that provide services to the Kentucky Retirement Systems; require trustees, members of the General Assembly, and public servants to adhere to relevant conflict-of-interest provisions during tenure and for five years following termination; require trustees and employees of the Kentucky Retirement Systems to file annual conflict-of-interest statements with the Kentucky Retirement Systems beginning on January 1, 2019.

Feb 15, 2018 - introduced in Senate

Feb 16, 2018 - to Natural Resources & Energy (S)

Mar 12, 2018 - taken from Natural Resources & Energy (S); 1st reading; returned to Natural Resources & Energy (S)

Mar 13, 2018 - taken from Natural Resources & Energy (S); 2nd reading; returned to Natural Resources & Energy (S)

Mar 14, 2018 - reported favorably, to Rules with Committee Substitute (1)

Mar 15, 2018 - posted for passage in the Regular Orders of the Day for Friday, March 16, 2018

Mar 16, 2018 - 3rd reading, passed 36-0 with Committee Substitute (1)

Mar 19, 2018 - received in House

Mar 20, 2018 - taken from Committee on Committees (H); 1st reading; returned to Committee on Committees (H); to State Government (H); posted in committee

Mar 21, 2018 - taken from State Government (H); 2nd reading; returned to State Government (H)

Mar 29, 2018 - reported favorably, to Rules with Committee Substitute & committee amendment (1-title); taken from Rules; placed in the Consent Orders of the Day; floor amendment (2) filed to Committee Substitute; 3rd reading, passed 49-46 with Committee Substitute and committee amendment (1-title); received in Senate; posted for passage for concurrence in House Committee Substitute & committee amendment (1-title); Senate concurred in House Committee Substitute & committee amendment (1-title); Bill passed 22-15; enrolled, signed by President of the Senate; enrolled, signed by Speaker of the House; delivered to

Governor

**Apr 10, 2018 - signed by Governor**

[Vote History](#)

17. [SB 241/LM](#) (BR 1909) - [M. McGarvey](#)

AN ACT proposing an amendment to Section 226 of the Constitution of Kentucky relating to casino gaming.

Propose to amend Section 226 of the Constitution of Kentucky to authorize the General Assembly to define and permit casino gaming; provide for the oversight and control of casino gaming by an administrative body funded by license fees and taxes levied on casino gaming; prior to July 1, 2038, require 100% of the casino gaming proceeds, in excess of the amount used to pay for an oversight administrative body of casino gaming, to go to the retirement systems.

Mar 01, 2018 - introduced in Senate

Mar 05, 2018 - to State & Local Government (S)

**HOUSE**

1. [HCR 187](#) (BR 1982) - [J. Kay](#)

Reaffirm the Commonwealth's commitment to maintaining pension benefits for state and local government employees, teachers, and retirees.

Feb 22, 2018 - introduced in House

Feb 26, 2018 - to Appropriations & Revenue (H)

2. [HR 231](#) (BR 2113) - [W. Stone](#)

Urge the members of the Kentucky House of Representatives to consider the shortage of

public school bus drivers in public school districts throughout Kentucky when considering restrictions on reemployment of public retirees in any pension reform legislation.

Mar 08, 2018 - introduced in House

Mar 12, 2018 - to Appropriations & Revenue (H)

3. [HB 32 / AA](#) (BR 25) - [J. Donohue](#), [M. Cantrell](#), [A. Gentry](#), [J. Sims Jr](#)

AN ACT relating to death in the line of duty benefits and declaring an emergency.

Amend KRS 16.601 and 61.621 to increase minimum death benefits payable to the surviving spouse of a member of the state-administered retirement systems from 25% to 50% of the deceased member's final rate of pay if the member died as a result of an act occurring in the line of duty; amend KRS 61.542 to provide that the surviving spouse shall supersede all previously designated beneficiaries in the case of line-of-duty death benefits payable from the systems administered by the Kentucky Retirement Systems unless the member files a valid beneficiary designation form after marriage to his or her spouse; provide that eligible surviving spouses of members who died in the line of duty prior to the effective date of the Act shall receive the increased line of duty death benefits; provide that a surviving spouse of a hazardous duty member who died as a result of an act occurring in the line of duty on or after January 1, 2017, who was ineligible for the minimum monthly death benefits because he or she was not named beneficiary shall be eligible for the benefits provided by this Act; EMERGENCY.

Aug 14, 2017 - Prefiled by the sponsor(s).

Jan 02, 2018 - introduced in House; to State Government (H)

4. [HB 41 / AA/CI/LM](#) (BR 149) - [D. Keene](#), [A. Gentry](#), [D. Horlander](#), [C. Miller](#)

AN ACT relating to the expansion of gaming and making an appropriation therefor.

Create a noncodified section to state the findings of the General Assembly; amend KRS 154A.010 to define, "authorizing location," "casino," "county," "county legislative body,"

"department," "full casino gaming," "gaming licensee," "gross gaming revenue," "handle," "licensee," "limited casino gaming," and "principal"; amend KRS 154A.030 to expand the Lottery Corporation board membership and duties; amend KRS 154A.040 to include casino licensees; amend 154A.063 to remove prohibition against casino gaming; create new sections of KRS Chapter 154A to require a local option election in any precinct wanting to host a casino; describe the duties of the county clerk and sheriff in a casino gaming local option election; state requirements for local option elections held on a day other than a regular election day; require the corporation to advertise an invitation to bid for casinos; require the corporation to evaluate all proposals for full casinos; establish initial licensing fees for full casinos at \$50 million with an initial licensing period of 10 years and annual renewal thereafter at \$6 million per year; permit limited casino gaming at horse racing tracks licensed under KRS Chapter 230; establish requirements for limited casinos; establish requirements for any track holding a limited casino license; establish requirements for principals of any corporation granted a casino license; create license application requirements for casino, manufacturer, or supplier's licenses; prohibit anyone not licensed from selling, leasing, or otherwise furnishing gaming supplies; prohibit anyone under the age of 21 from participating in casino gaming; require the Lottery Corporation to determine occupations related to casino gaming that require licensure and establish criteria for occupational licensing; permit the corporation to initiate disciplinary action against applicants and license holders; establish an appeal process; establish a gaming tax of 31% and limit that money to the benefit of the state retirement systems for the first 10 years; establish an admission tax of \$3 per person per day; establish the casino gaming revenue distribution trust fund; establish the regional tourism and infrastructure development fund and provide criteria for projects seeking money from the fund; waive 15 U.S.C. sec. 1172, 1173 and 1174 for devices authorized by this Act; require the corporation to promulgate administrative regulations to define and limit games and devices permitted for gaming in casinos; provide guidelines for exclusion or ejection of certain persons; define "cheat" and provide penalties for those who cheat at casino games; amend KRS 243.500 to exempt limited or full casino gaming; amend KRS 525.090 to exempt persons engaged in casino gaming; amend KRS 528.010 to exempt gambling activity and devices licensed under KRS Chapter 154A; amend KRS 528.020 to conform; amend KRS 528.070 to exempt activity licensed under KRS Chapter 154A; amend KRS 528.080 to exempt those with the appropriate license required under KRS Chapter 154A; amend KRS 528.100 to

exempt limited or full casino gaming licensed under KRS Chapter 154A; EFFECTIVE DATE DELAYED.

Sep 18, 2017 - Prefiled by the sponsor(s).

Jan 02, 2018 - introduced in House; to Licensing, Occupations, & Admin Regs (H)

5. [HB 42 / AA/LM](#) (BR 197) - [D. Keene](#), [R. Rand](#), [A. Gentry](#), [D. Graham](#), [D. Horlander](#), [S. Westrom](#)

AN ACT proposing an amendment to Section 226 of the Constitution of Kentucky relating to casino gaming.

Propose to amend Section 226 of the Constitution of Kentucky to authorize the General Assembly to define and permit casino gaming; prior to July 1, 2029, require that proceeds be used to pay for oversight of casino gaming, and mandate that 100 percent of proceeds in excess of oversight costs go to retirement systems; after July 1, 2029, allow the General Assembly to allocate proceeds.

Sep 18, 2017 - Prefiled by the sponsor(s).

Jan 02, 2018 - introduced in House; to Elections, Const. Amendments & Intergovernmental Affairs (H)

6. [HB 48 / AA](#) (BR 235) - [R. Mills](#), [J. Blanton](#), [K. Moser](#), [P. Pratt](#), [S. Wells](#)

AN ACT relating to retirement benefit participation for members of the General Assembly and declaring an emergency.

Create a new section of KRS 6.145 to 6.237 to allow individuals who become members of the General Assembly on or after April 1, 2018, to make a one-time irrevocable election to not participate in the Legislators' Retirement Plan or the Kentucky Employees Retirement System for their service to the General Assembly; allow members of the General Assembly who began contributing to the Legislators' Retirement Plan or the Kentucky Employees Retirement System on or after December 31, 2014, but prior to April 1, 2018, to make a one-time irrevocable election by December 31, 2018, to discontinue participation in the Legislators' Retirement Plan

or the Kentucky Employees Retirement System for their service to the General Assembly and receive a refund of accumulated contributions; provide that the election to not participate or discontinue participation in the Legislators' Retirement Plan or the Kentucky Employees Retirement System applies to all future service of the General Assembly; amend KRS 6.505, 61.510, and 61.525 to conform; EMERGENCY.

Sep 28, 2017 - Prefiled by the sponsor(s).

Jan 02, 2018 - introduced in House; to State Government (H)

7. [HB 51 / AA](#) (BR 230) - [J. Nemes](#), [C. Morgan](#), [P. Pratt](#)

AN ACT relating to retirement benefits for legislators.

Create new sections of KRS 6.500 to 6.577 to permit a member or retiree of the Legislators' Retirement Plan to opt out of the traditional defined benefit plan and elect to participate in the Kentucky Employees Retirement System's hybrid cash balance plan for nonhazardous employees under KRS 61.597; specify that, on the member's effective election date, the value of the active member's accumulated account balance or a lump-sum payment of the actuarial value of the retiree's benefits be deposited into the member's hybrid cash balance account and be considered part of the member's accumulated account balance in the Kentucky Employees Retirement System; specify that on an active member's effective election date, an employer pay credit shall be applied to the member's accumulated account balance for each contributing month prior to the effective election date; require the Judicial Form Retirement System and the Kentucky Retirement Systems to provide the electing member with information detailing the consequences of the member's or retiree's election; specify that a member or retiree is not eligible to make an election until a private letter ruling by the IRS is received; make the benefit election under this section irrevocable; amend KRS 6.505 to close the Legislators' Retirement Plan to new members effective August 1, 2018, and transfer all legislative members' in the hybrid cash balance plan to the hybrid cash balance plan in the Kentucky Employees Retirement System; make conforming amendments to KRS 21.374, 21.402, and 61.597; amend KRS 141.010 and 141.020 to provide that, effective for taxable years on or after January 1, 2019, members and retirees of the Legislators' Retirement Plan who do not opt out of the traditional defined benefit plan and elect

to participate in the Kentucky Employees Retirement System's hybrid cash balance plan have any retirement distributions exceeding \$80,000 taxed at a rate of 75%.

Oct 20, 2017 - Prefiled by the sponsor(s).

Jan 02, 2018 - introduced in House; to State Government (H)

8. [HB 65 / AA](#) (BR 280) - [D. Elliott](#)

AN ACT relating to retirement benefits for legislators.

Amend KRS 6.505 to close the Legislators' Retirement Plan to new members effective August 1, 2018; prohibit current legislators from participating in the Legislators' Retirement Plan on or after August 1, 2018; provide that current and future legislators shall only participate in the Kentucky Employees Retirement System for any service to the General Assembly occurring on or after August 1, 2018.

Nov 22, 2017 - Prefiled by the sponsor(s).

Jan 02, 2018 - introduced in House; to State Government (H)

9. [HB 185 / AA/FN](#) (BR 1005) - [J. Blanton](#), [L. Belcher](#), [K. Bratcher](#), [L. Brown](#), [M. Cantrell](#), [J. Carney](#), [T. Couch](#), [J. Donohue](#), [K. Fleming](#), [K. Flood](#), [C. Fugate](#), [A. Gentry](#), [J. Gooch Jr.](#), [D. Hale](#), [M. Hart](#), [R. Heath](#), [R. Huff](#), [K. Imes](#), [J. Jenkins](#), [K. King](#), [S. Lee](#), [R. Meyer](#), [J. Miller](#), [R. Mills](#), [C. Morgan](#), [K. Moser](#), [R. Nelson](#), [J. Nemes](#), [D. Osborne](#), [R. Palumbo](#), [P. Pratt](#), [M. Prunty](#), [B. Reed](#), [J. Richards](#), [R. Rothenburger](#), [S. Santoro](#), [D. Schamore](#), [J. Shell](#), [J. Sims Jr](#), [D. St. Onge](#), [J. Stewart III](#), [W. Thomas](#), [J. Tipton](#), [R. Webber](#), [S. Westrom](#), [A. Wuchner](#), [J. York](#)

AN ACT relating to death-in-line-of-duty benefits and declaring an emergency.

Amend KRS 16.505 to include in the definition of "dependent child," solely as it applies to a member who dies as a direct result of an act in line of duty or a duty-related injury, a disabled child of any age; define "monthly average pay" to mean the higher of a member's final rate of



pay or average monthly creditable compensation earned during the deceased member's last 12 months of employment; amend KRS 16.601 and 61.621 to increase minimum act in line of duty or duty-related death benefits payable to the surviving spouse of a member of any of the systems administered by the Kentucky Retirement Systems from 25% to 75% of the deceased member's monthly average pay and, if there is no surviving spouse, to the dependent children at the rate of 50% for one dependent child, 65% for two dependent children, and 75% for three or more dependent children; amend KRS 61.510 to define "monthly average pay"; amend KRS 61.542 to provide that the surviving spouse shall supersede all previously designated beneficiaries in the case of line-of-duty death benefits payable from the systems administered by the Kentucky Retirement Systems unless the member files a valid beneficiary designation form after marriage to his or her spouse; amend KRS 61.702 to ensure full and timely hospital and medical insurance benefits for the spouse and dependents of a member who died as a direct result of an act in line of duty or duty-related injury; amend KRS 78.510 to define "monthly average pay"; provide that an eligible surviving spouse of a member who died as a result of an act line of duty or duty-related injury prior to the effective date of the Act shall receive the increased line of duty or duty-related death benefits; provide that a surviving spouse of a hazardous duty member who died as a result of an act in line of duty on or after January 1, 2017, who was ineligible for the minimum monthly death benefits because he or she was not named beneficiary shall be eligible for the benefits provided by this Act; EMERGENCY.

AMENDMENTS  
[HB 185 \(As Introduced\)](#)

[HCS1/AA](#) - Retain original provisions except to amend KRS 16.601 and 61.621 to provide that the monthly payments to a surviving spouse of a system member who dies in the line of duty shall be reduced upon remarriage; amend KRS 61.702 to make technical amendments; EMERGENCY.

[HFA1](#)( J. Blanton ) - Amend to provide that payments to the surviving spouse shall be reduced to 25% of pay upon remarriage.

[SFA1](#)( R. Jones II ) - Provide that Act may be cited as the Officer Scotty Hamilton and Officer Nick Rodman Memorial Act of 2018.

[SFA2](#)( M. McGarvey ) - Retain original provisions, except to clarify that a disabled

dependent child for purposes of line of duty benefits shall not be subject to benefit limitations based upon age.

Jan 11, 2018 - introduced in House

Jan 17, 2018 - to Appropriations & Revenue (H)

Mar 14, 2018 - posting waived; posted in committee

Mar 15, 2018 - reported favorably, 1st reading, to Calendar with Committee Substitute (1); floor amendment (1) filed to Committee Substitute

Mar 16, 2018 - 2nd reading, to Rules; posted for passage in the Regular Orders of the Day for Monday, March 19, 2018

Mar 19, 2018 - 3rd reading, passed 89-0 with Committee Substitute and floor amendment (1)

Mar 20, 2018 - received in Senate

Mar 21, 2018 - to State & Local Government (S); floor amendment (1) filed

Mar 22, 2018 - taken from State & Local Government (S); 1st reading; returned to State & Local Government (S)

Mar 27, 2018 - reported favorably, 2nd reading, to Rules; floor amendment (2) filed

Mar 29, 2018 - posted for passage in the Regular Orders of the Day for Thursday, March 29, 2018; 3rd reading, passed 37-0 with floor amendments (1) and (2); received in House; to Rules (H)

Apr 02, 2018 - taken from Rules; posted for passage for concurrence in Senate floor amendments (1) and (2); House concurred in Senate floor amendments (1) and (2); Bill passed 91-0; enrolled, signed by Speaker of the House; enrolled, signed by President of the Senate; delivered to Governor

**Apr 13, 2018 - signed by Governor (Acts, ch. 151)**

[Vote History](#)

**STATE EXECUTIVE BRANCH BUDGET BILL:**

10. [HB 200](#) (BR 827) - [S. Rudy](#), [R. Huff](#), [DJ Johnson](#), [S. Miles](#)

AN ACT relating to appropriations and revenue measures providing financing and 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.

The State/Executive Branch Budget: Detail Part I, Operating Budget; appropriate to General Government: 2017-2018: \$7,018,500, 2018-2019: \$1,704,291,300, 2019-2020: \$1,655,441,200; appropriate to the Economic Development Cabinet: 2018-2019: \$31,672,600, 2019-2020: \$32,384,800; appropriate to the Department of Education: 2018-2019: \$4,885,519,300, 2019-2020: \$4,885,920,600; appropriate to the Education and Workforce Development Cabinet: 2018-2019: \$630,653,700, 2019-2020: \$635,306,400; appropriate to the Energy and Environment Cabinet: 2018-2019: \$272,522,400, 2019-2020: \$280,337,000; appropriate to the Finance and Administration Cabinet: 2018-2019: \$932,955,700, 2019-2020: \$962,132,700; appropriate to the Health and Family Services Cabinet: 2017-2018: \$12,064,200, 2018-2019: \$13,902,025,100, 2019-2020: \$14,153,724,700; appropriate to the Justice and Public Safety Cabinet: 2017-2018: \$22,281,300, 2018-2019: \$1,279,407,200, 2019-2020: \$1,315,928,100; appropriate to the Labor Cabinet: 2018-2019: \$221,768,700, 2019-2020: \$221,427,400; appropriate to the Personnel Cabinet: 2018-2019: \$66,174,600, 2019-2020: \$66,486,800; appropriate to Postsecondary Education: 2018-2019: \$7,834,090,600, 2019-2020: \$8,200,114,600; appropriate to the Public Protection Cabinet: 2018-2019: \$123,723,400, 2019-2020: \$122,273,100; appropriate to the Tourism, Arts and Heritage Cabinet: 2017-2018: \$8,831,600, 2018-2019: \$258,238,600, 2019-2020: \$261,409,800; appropriate to the Budget Reserve Trust Fund: 2018-2019: \$62,414,100, 2019-2020: \$183,378,000; not included in the appropriation amounts are capital project amounts as follows: 2017-2018 \$16,500,000, 2018-2019: \$2,804,425,500, 2019-2020: \$342,579,500; 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.

AMENDMENTS  
HB 200 (As Introduced)

HCS1 - Retain original provisions with the following exceptions: Amend Part I, Operating Budget and appropriations as follows: appropriate to General Government: 2017-2018: \$2,820,200, 2018-2019: \$1,749,339,300, 2019-2020: \$1,643,552,400; appropriate to the Economic Development Cabinet: 2018-2019: \$23,990,300, 2019-2020: \$23,763,500; appropriate to the Department of Education: 2018-2019: \$5,159,020,200, 2019-2020: \$5,165,739,000; appropriate to the Education and Workforce Development Cabinet: 2018-2019: \$623,091,400, 2019-2020: \$624,497,700; appropriate to the Energy and Environment Cabinet: 2018-2019: \$276,629,700, 2019-2020: \$284,553,300; appropriate to the Finance and Administration Cabinet: 2017-2018: \$2,438,400, 2018-2019: \$940,480,600, 2019-2020: \$971,657,600; appropriate to the Health and Family Services Cabinet: 2017-2018: \$9,100,000, 2018-2019: \$13,935,359,500, 2019-2020: \$14,188,563,300; appropriate to the Justice and Public Safety Cabinet: 2017-2018: \$8,901,800, 2018-2019: \$1,291,924,800, 2019-2020: \$1,323,009,500; appropriate to the Labor Cabinet: 2018-2019: \$221,597,200, 2019-2020: \$221,255,900; appropriate to the Personnel Cabinet: 2018-2019: \$66,174,600, 2019-2020: \$66,486,800; appropriate to Postsecondary Education: 2018-2019: \$7,927,548,000, 2019-2020: \$8,293,583,000; appropriate to the Public Protection Cabinet: 2018-2019: \$123,723,400, 2019-2020: \$122,273,100; appropriate to the Tourism, Arts and Heritage Cabinet: 2017-2018: \$8,831,600, 2018-2019: \$258,460,800, 2019-2020: \$261,632,000; appropriate to the Budget Reserve Trust Fund: 2018-2019: \$60,564,100, 2019-2020: \$181,528,000; not included in the appropriation amounts are capital project amounts as follows: 2017-2018 \$16,500,000, 2018-2019: \$7,441,638,500, 2019-2020: \$496,679,500; amend Part II, Capital Projects Budget; amend Part III, General Provisions; amend Part IV, State Salary/Compensation, Benefit, and Employment Policy; amend Part V, Funds Transfer; amend Part VI, General Fund Budget Reduction Plan; amend Part VII, General Fund Surplus Expenditure Plan; amend Part VIII, Road Fund Budget Reduction Plan; amend Part IX, Road Fund Surplus Expenditure Plan; amend Part X, Phase I Tobacco Settlement; and amend Part XI, Executive Branch Budget Summary.

HCA1( S. Rudy ) - Make title amendment.

[HFA1](#)( S. Rudy ) - Insert language relating to the Postsecondary Asset Preservation Pool.

[SCS1](#) - Retain original provisions with the following exceptions: Amend Part I, Operating Budget, and appropriations as follows: appropriate to General Government: 2018-2019: \$1,645,080,200, 2019-2020: \$1,607,666,600; appropriate to the Economic Development Cabinet: 2018-2019: \$23,990,300, 2019-2020: \$23,763,500; appropriate to the Department of Education: 2018-2019: \$5,021,776,800, 2019-2020: \$5,005,205,800; appropriate to the Education and Workforce Development Cabinet: 2018-2019: \$623,091,400, 2019-2020: \$622,897,700; appropriate to the Energy and Environment Cabinet: 2018-2019: \$276,779,700, 2019-2020: \$284,653,300; appropriate to the Finance and Administration Cabinet: 2017-2018: \$2,438,400, 2018-2019: \$938,980,600, 2019-2020: \$970,157,600; appropriate to the Health and Family Services Cabinet: 2017-2018: \$2,500,000, 2018-2019: \$13,957,784,300, 2019-2020: \$14,418,577,300; appropriate to the Justice and Public Safety Cabinet: 2017-2018: \$8,901,800, 2018-2019: \$1,268,731,900, 2019-2020: \$1,296,421,200; appropriate to the Labor Cabinet: 2018-2019: \$221,597,200, 2019-2020: \$221,255,900; appropriate to the Personnel Cabinet: 2018-2019: \$66,174,600, 2019-2020: \$66,486,800; appropriate to Postsecondary Education: 2018-2019: \$7,871,452,400, 2019-2020: \$8,224,436,900; appropriate to the Public Protection Cabinet: 2018-2019: \$123,723,400, 2019-2020: \$122,273,100; appropriate to the Tourism, Arts and Heritage Cabinet: 2017-2018: \$8,831,600, 2018-2019: \$258,368,600, 2019-2020: \$261,539,800; appropriate to the Budget Reserve Trust Fund: 2018-2019: \$62,414,100, 2019-2020: \$183,761,200; not included in the appropriation amounts are capital project amounts as follows: 2017-2018 \$16,500,000, 2018-2019: \$6,959,284,500, 2019-2020: \$196,679,500; amend Part II, Capital Projects Budget; amend Part III, General Provisions; amend Part IV, State Salary/Compensation, Benefit, and Employment Policy; amend Part V, Funds Transfer; amend Part VI, General Fund Budget Reduction Plan; amend Part VII, General Fund Surplus Expenditure Plan; amend Part VIII, Road Fund Budget Reduction Plan; amend Part IX, Road Fund Surplus Expenditure Plan; amend Part X, Phase I Tobacco Settlement; amend Part XI, Executive Branch Budget Summary.

[CCR1](#) - Do not agree.

[FCCR1](#) - Retain original provisions with the following exceptions: Amend Part I, Operating Budget, and appropriations as follows: appropriate to General Government: 2018-2019: \$1,706,368,800, 2019-2020: \$1,603,428,000; appropriate to the Economic Development

Cabinet: 2018-2019: \$23,990,300, 2019-2020: \$23,763,500; appropriate to the Department of Education: 2018-2019: \$5,119,932,600, 2019-2020: \$5,115,635,500; appropriate to the Education and Workforce Development Cabinet: 2018-2019: \$625,591,400, 2019-2020: \$625,397,700; appropriate to the Energy and Environment Cabinet: 2018-2019: \$269,979,700, 2019-2020: \$271,053,300; appropriate to the Finance and Administration Cabinet: 2017-2018: \$2,438,400, 2018-2019: \$939,135,600, 2019-2020: \$970,312,600; appropriate to the Health and Family Services Cabinet: 2017-2018: \$6,600,000, 2018-2019: \$13,967,826,000, 2019-2020: \$14,428,619,000; appropriate to the Justice and Public Safety Cabinet: 2017-2018: \$8,901,800, 2018-2019: \$1,275,391,200, 2019-2020: \$1,298,751,000; appropriate to the Labor Cabinet: 2018-2019: \$221,768,700, 2019-2020: \$221,427,400; appropriate to the Personnel Cabinet: 2018-2019: \$66,174,600, 2019-2020: \$66,486,800; appropriate to Postsecondary Education: 2018-2019: \$7,872,238,000, 2019-2020: \$8,225,920,100; appropriate to the Public Protection Cabinet: 2018-2019: \$123,723,400, 2019-2020: \$122,273,100; appropriate to the Tourism, Arts and Heritage Cabinet: 2017-2018: \$8,831,600, 2018-2019: \$258,475,800, 2019-2020: \$261,647,000; appropriate to the Budget Reserve Trust Fund: 2018-2019: \$87,414,100, 2019-2020: \$208,761,200; not included in the appropriation amounts are capital project amounts as follows: 2017-2018 \$16,500,000, 2018-2019: \$7,881,707,500, 2019-2020: \$216,679,500; amend Part II, Capital Projects Budget; amend Part III, General Provisions; amend Part IV, State Salary/Compensation, Benefit, and Employment Policy; amend Part V, Funds Transfer; amend Part VI, General Fund Budget Reduction Plan; amend Part VII, General Fund Surplus Expenditure Plan; set out Part VIII, Road Fund Budget Reduction Plan; set out Part IX, Road Fund Surplus Expenditure Plan; amend Part X, Phase I Tobacco Settlement; amend Part XI, Executive Branch Budget Summary.

Jan 16, 2018 - introduced in House

Jan 18, 2018 - to Appropriations & Revenue (H)

Feb 16, 2018 - taken from Appropriations & Revenue (H); 1st reading; returned to Appropriations & Revenue (H)

Feb 22, 2018 - posted in committee

Feb 28, 2018 - reported favorably with Committee Substitute and committee amendment (1-title); 2nd reading, to Rules

Mar 01, 2018 - taken from Rules (H); posted for passage in the Regular Orders of the Day for

Thursday, March 1, 2018; floor amendment (1) filed to Committee Substitute; 3rd reading, passed 76-15 with Committee Substitute, committee amendment (1-title), floor amendment (1)

Mar 02, 2018 - received in Senate

Mar 06, 2018 - to Appropriations & Revenue (S)

Mar 15, 2018 - taken from Appropriations & Revenue (S); 1st reading; returned to Appropriations & Revenue (S)

Mar 16, 2018 - taken from Appropriations & Revenue (S); 2nd reading; returned to Appropriations & Revenue (S)

Mar 20, 2018 - reported favorably, to Rules with Committee Substitute (1); posted for passage in the Regular Orders of the Day for Tuesday, March 20, 2018; 3rd reading, passed 26-11 with Committee Substitute (1)

Mar 21, 2018 - received in House; to Rules (H); taken from Rules; posted for passage for concurrence in Senate Committee Substitute (1); House refused to concur in Senate Committee Substitute; received in Senate

Mar 22, 2018 - posted for passage for receding from Senate Committee Substitute (1) on Thursday, March 22, 2018; Senate refused to recede from Committee Substitute (1); Conference Committee appointed in House and Senate; Conference Committee report filed in House and Senate; Conference Committee report adopted in Senate; Conference Committee report adopted in House; Free Conference Committee appointed in House and Senate

Apr 02, 2018 - Free Conference Committee report filed in Senate; posted for passage for consideration of Free Conference Committee Report for Monday, April 2, 2018; Free Conference Committee report adopted in Senate; Bill passed 25-13; received in House; to Rules (H); Free Conference Committee report filed in House; taken from Rules; posted for passage for consideration of Free Conference Committee Report; Free Conference Committee report adopted in House; Bill passed 59-36; enrolled, signed by Speaker of the House; enrolled, signed by President of the Senate; delivered to Governor

Apr 09, 2018 - [vetoed](#)

Apr 13, 2018 - received in House; to Rules (H); taken from Rules; posted for consideration of Governor's veto; veto overridden; Bill passed 66-28; received in Senate; to Rules (S); posted for passage for consideration of Governor's veto for Friday, April 13, 2018; veto overridden; Bill passed 26-12; received in House; enrolled, signed by Speaker of the House; enrolled, signed by

President of the Senate

**Apr 14, 2018 - delivered to Secretary of State (Acts, ch. 169)**

[Vote History](#)

**JUDICIAL BRANCH BUDGET BILL:**

11. [HB 203](#) (BR 828) - [S. Rudy, J. Nemes](#)

AN ACT making appropriations for the operations, maintenance, support, and functioning of the Judicial Branch of the government of the Commonwealth of Kentucky and its various officers, boards, commissions, subdivisions, and other state-supported activities.

The Judicial Branch Budget: appropriate \$440,265,200 in fiscal year 2018-2019 and \$445,291,600 in fiscal year 2019-2020 from the General Fund, Restricted Funds, and Federal Funds; provide General Fund moneys for pay equity initiative; provide General Fund moneys for defined calculations; provide General Fund moneys to replace Federal Funds; provide that funds in the Court Operations and Administration appropriation unit carry forward; provide that if the Supreme Court retains the 2008 increase in civil filing fees, the additional income, not to exceed \$5,000,000 in each fiscal year, shall be deposited in a trust and agency account for court operations; provide General Fund moneys for local facility assessments; provide General Fund moneys for increased CERS rates on janitorial and maintenance staff in judicial centers and courthouses; provide funds to compensate local units of government for providing court space and for costs incurred in the development of local court facilities; provide that funds in the Local Facilities Fund carry forward; provide that funds in the Local Facilities Use Allowance Contingency Fund carry forward; provide funds for actuarial-assessed judicial retirement benefits; detail project scope and use allowance payments for Bath, Butler, Crittenden, Jessamine, and Jefferson County court houses; authorize lease purchase of a Court of Appeals office building in Franklin County; provide General Fund support for use allowance payments for Jefferson County; defer General Fund support for operating costs, annualized use allowance payments, and nonrecurring furniture and equipment costs for Bath, Butler, Crittenden, and Jessamine Counties to the 2020-2022 fiscal biennium; authorize leases; clarify that nothing in this bill shall reduce funding of court facility projects authorized by the General Assembly;



provide that if a court facility project is occupied and use allowance funding is insufficient that use allowance payments must be approved from the Local Facilities Use Allowance Contingency Fund, or if funds are not available in the Local Facilities Use Allowance Contingency Fund, the use allowance payments shall be deemed a necessary government expense; provide the Director of the Administrative Office of the Courts with expenditure authority; provide for severability of budget provisions and priority of individual appropriations; declare that KRS 48.312 controls duplicate appropriations; clarify that KRS 48.313 controls when a total or subtotal of the bill conflicts with a sum of the appropriations of which it consists; provide that any unexpended balance remaining in the Court's Restricted Funds or Federal Funds accounts carry forward; provide for the final budget document; provide for the transferability of funds; provide for appropriations revisions; include funds for trial commissioner salaries as provided for in the Judicial Branch Budget Recommendation; provide that issuance of paychecks scheduled for June 30, 2018, June 30, 2019, and June 30, 2020, shall not be issued prior to July 1, 2018, July 1, 2019, and July 1, 2020; provide for participation in any Budget Reduction Plan or Surplus Expenditure Plan.

AMENDMENTS  
[HB 203 \(As Introduced\)](#)

[HCS1](#) - Retain original provisions with the following exceptions: amend appropriations as follows: appropriate \$421,952,400 in fiscal year 2018-2019 and \$424,880,600 in fiscal year 2019-2020 from the General Fund, Restricted Funds, and Federal Funds; remove pay equity initiative provision; remove replacement of Federal Funds provision; insert civil filing fees - non-elected personnel provision; insert night court in Jefferson County provision; provide Restricted Funds for Supreme Court renovations; remove local facility assessments provision; remove increased CERS rates on janitorial and maintenance staff in judicial centers and courthouses provision; provide General Fund moneys for lease in Madison County; stipulate that no pension benefit increase is granted to recipients of a retirement allowance under KRS 21.345 to 21.580 on July 1, 2018, or July 1, 2019; insert administrative expenses provision; provide for authorization of capital projects; insert Capital Projects and Bond Oversight Committee provision; amend Local Facilities Use Allowance Contingency Fund provision; defer General Fund support for operating costs, annualized use allowance payments, and nonrecurring furniture and equipment costs for Oldham County to the 2020-2022 fiscal biennium; remove carry

forward of Restricted and Federal Funds provision; amend maximum salary of Trial Commissioners provision; insert authorized personnel complement provision; insert unexpended use allowance provision; insert debt restructuring provision; insert funds transfer.

[SCS1](#) - Retain original provisions with the following exceptions: amend appropriations as follows: appropriate \$413,220,100 in fiscal year 2018-2019 and \$416,148,300 in fiscal year 2019-2020 from the General Fund, Restricted Funds, and Federal Funds; remove Supreme Court Renovations provision; insert County Employees Retirement System Excess Savings provision; remove Judicial Retirement Benefits provision and provide no funding for the actuarially required contributions to the Judicial Retirement Plan; remove Deferred Funding provision; remove capital projects except leases; remove Unexpended Use Allowance provision.

[CCR1](#) - Do not agree.

[FCCR1](#) - Retain provisions with the following exceptions: amend appropriations as follows: appropriate \$422,023,400 in fiscal year 2018-2019 and \$424,951,600 in fiscal year 2019-2020 from the General Fund, Restricted Funds, and Federal Funds; amend County Employees Retirement System excess savings provision to include non-elected personnel; insert Circuit Clerk expense allowance provision; provide actuarial-assessed judicial retirement benefits; insert deferred funding provision; insert capital projects for Bath, Oldham, and Jefferson Counties; direct unexpended use allowance moneys to the Budget Reserve Trust Fund; reduce funds transfers; exempt constitutional duties, bond payments, and use allowance from the Budget Reduction Expenditure Plan.

Jan 16, 2018 - introduced in House

Jan 18, 2018 - to Appropriations & Revenue (H)

Feb 16, 2018 - taken from Appropriations & Revenue (H); 1st reading; returned to Appropriations & Revenue (H)

Feb 22, 2018 - posted in committee

Feb 28, 2018 - reported favorably with Committee Substitute; 2nd reading, to Rules

Mar 01, 2018 - taken from Rules (H); posted for passage in the Regular Orders of the Day for Thursday, March 1, 2018; 3rd reading, passed 84-8 with Committee Substitute

Mar 02, 2018 - received in Senate

Mar 06, 2018 - to Appropriations & Revenue (S)

Mar 15, 2018 - taken from Appropriations & Revenue (S); 1st reading; returned to

## Appropriations & Revenue (S)

Mar 16, 2018 - taken from Appropriations & Revenue (S); 2nd reading; returned to Appropriations & Revenue (S)

Mar 20, 2018 - reported favorably, to Rules with Committee Substitute; posted for passage in the Regular Orders of the Day for Tuesday, March 20, 2018; 3rd reading, passed 26-12 with Committee Substitute (1)

Mar 21, 2018 - received in House; to Rules (H); taken from Rules; posted for passage for concurrence in Senate Committee Substitute (1); House refused to concur in Senate Committee Substitute; received in Senate

Mar 22, 2018 - posted for passage for receding from Senate for Thursday, March 22, 2018; Senate refused to recede from Committee Substitute (1); Conference Committee appointed in House and Senate; Conference Committee report filed in House and Senate; Conference Committee report adopted in Senate; Conference Committee report adopted in House; Free Conference Committee appointed in House and Senate

Apr 02, 2018 - Free Conference Committee report filed in Senate; Free Conference Committee report adopted in Senate; Bill passed 35-3; received in House; Free Conference Committee report filed in House; to Rules (H); Free Conference Committee report adopted in House; taken from Rules; posted for passage for concurrence in House Committee Substitute (1); Bill passed 81-9; enrolled, signed by Speaker of the House; enrolled, signed by President of the Senate; delivered to Governor

**Apr 13, 2018 - line items [vetoed](#); received in House**

**Apr 14, 2018 - to Rules (H); taken from Rules (H); placed in the Orders of the Day for Friday, April 14, 2018; returned to Rules**

## [Vote History](#)

12. [HB 229 / AA/LM](#) (BR 1160) - [J. Miller](#), [A. Koenig](#), [K. Fleming](#), [J. Gooch Jr.](#), [C. McCoy](#), [P. Moffett](#), [C. Morgan](#), [J. Nemes](#), [S. Santoro](#), [J. Sims Jr.](#), [D. St. Onge](#), [S. Wells](#)

AN ACT proposing an amendment to Section 226 of the Constitution of Kentucky relating to casino gaming.

Amend Section 226 of the Constitution of Kentucky to authorize the General Assembly to define and permit casino gaming; provide for the oversight and control of casino gaming by an administrative body funded by license fees and taxes levied on casino gaming; prior to July 1, 2038, require 100% of the casino gaming proceeds, in excess of the amount used to pay for an oversight administrative body of casino gaming, to go to the retirement systems.

Jan 22, 2018 - introduced in House

Jan 24, 2018 - to Elections, Const. Amendments & Intergovernmental Affairs (H)

13. [HB 265](#) (BR 1234) - [J. Blanton](#), [M. Hart](#), [R. Palumbo](#), [M. Prunty](#), [S. Santoro](#), [J. Sims Jr](#), [S. Wells](#)

AN ACT relating to training for telecommunicators.

Amend KRS 15.550 to require telecommunicators that provide dispatch for emergency medical conditions to be trained in high-quality telephone cardiopulmonary resuscitation (T-CPR).

#### AMENDMENTS

##### [HB 265 \(As Introduced\)](#)

[HCS1/FN](#) - Retain original provisions except clarify that T-CPR training is the minimum level of training required; specify that online T-CPR training is acceptable; PSAPs and facilities with any employee performing medical emergency dispatch may enter into reciprocal agreements to provide T-CPR; and that employees providing medical emergency dispatch shall provide T-CPR or transfer the call to a facility with which they have a reciprocal agreement to provide T-CPR.

[SCS1](#) - **Delete provisions and replace with language amending the state/executive branch budget as follows:** Reduce General Fund support of \$7,300,000 over the biennium for the Kentucky Coal Field Endowment Authority; transfer \$7,563,400 in each fiscal year from the Kentucky Coal Field Endowment Fund to the Local Government Economic Development Fund (LGEDF) Single-County Accounts; remove support for SEEK in the amount of \$10,087,800 in FY19 and instead direct the funds to LGEDF Single-County Accounts; add language to remove a statutory requirement that local governments must expend 30% of LGEAF funds on coal haul

roads; add language permitting all new and carry forward appropriations to LGEDF Single-County Accounts to be allocated at the discretion of the county judge/executive, state senator(s), and state representative(s), and if concurrence of those officials is not achieved, the local government may apply for grants from the Department for Local Government under KRS 42.4588; add language that directs all coal severance taxes in excess of the official estimate to LGEAF; **allows the Kentucky Teachers' Retirement System to pay the dependent subsidy out of the Medical Insurance Fund for all retirees under the age of 65 from July 1, 2018, through June 30, 2020**; redirect General Fund support of \$4,792,800 in each fiscal year for the Science and Technology Program to the Cabinet for Economic Development from the Council on Postsecondary Education and allow for unexpended General Fund to carry forward and not lapse; allocate \$7,000,000 in lapsed SEEK funding in FY18 for counties impacted by assessment changes for unmined minerals; delete language and allocation in FY18 for emergency revolving school loan fund account; **add language to reduce the employer contribution rates for nonhazardous duty employees participating in the KERS who are employed by Mental Health/Mental Retardation Boards, Local and District Health Departments, domestic violence shelters, rape crisis centers, child advocacy centers, state supported universities and community colleges, and any other agency eligible to voluntarily cease participating in the KERS from July 1, 2018, through June 30, 2019, to 49.47%**; add language to support the Local Theater Grant Program in the amount of \$350,000 in each fiscal year from the Tourism, Meeting, and Convention Marketing Fund; reduce the appropriations in the Budget Reserve Trust Fund to appropriate \$33,387,400 in FY19 and \$34,268,300 in FY20 to the Kentucky Communications Network Authority; amend language in Part II, Capital Projects Budget, to include Agricultural Development Board projects to allow for appropriation; add reauthorization for Northern Kentucky University for the Acquire Land/Master Plan 2010-2012 project; add language to exempt the positions of Secretary for the Cabinet for Health and Family Services and Chief Information Officer for the Commonwealth Office of Technology from state employee salary limitations; **APPROPRIATION; EMERGENCY.**

[SCA1](#)( C. McDaniel ) - Make title amendment.

Jan 29, 2018 - introduced in House

Jan 31, 2018 - to Veterans, Military Affairs, and Public Protection (H)

Feb 02, 2018 - posted in committee

Feb 07, 2018 - reported favorably, 1st reading, to Consent Calendar with Committee Substitute (1)

Feb 08, 2018 - 2nd reading, to Rules; recommitted to Appropriations & Revenue (H)

Mar 01, 2018 - posted in committee

Mar 06, 2018 - reported favorably, to Rules as a Consent Bill

Mar 08, 2018 - posted for passage in the Consent Orders of the Day for Friday, March 9, 2018

Mar 09, 2018 - 3rd reading, passed 84-0 with Committee Substitute (1)

Mar 12, 2018 - received in Senate

Mar 13, 2018 - to Veterans, Military Affairs, & Public Protection (S)

Mar 15, 2018 - reported favorably, 1st reading, to Consent Calendar

Mar 16, 2018 - 2nd reading, to Rules

Mar 29, 2018 - taken from Rules (S); recommitted to Appropriations & Revenue (S)

**Apr 14, 2018 - reported favorably, to Rules with Committee Substitute and committee amendment (1-title); posted for passage in the Regular Orders of the Day for Saturday, April 14, 2018; 3rd reading, passed 38-0 with Committee Substitute and committee amendment (1-title); received in House; to Rules (H); taken from Rules; posted for passage for concurrence in Senate Committee Substitute (1) committee amendment (1-title); House concurred in Senate Committee Substitutes (1) committee amendment (1-title); Bill passed 80-11; enrolled, signed by President of the Senate; enrolled, signed by Speaker of the House; delivered to Governor**

#### [Vote History](#)

#### 14. [HB 298](#) (BR 1229) - [T. Moore](#)

AN ACT relating to public finance.

Amend KRS 42.500 to define "boycott of Israel" and "company;" require that the State Investment Commission not invest in companies participating in a boycott of Israel; create a new section of KRS Chapter 45A to define "boycott of Israel" and "company"; prohibit the Secretary of Finance and Administration from contracting with companies boycotting Israel but exempt contracts under \$100,000 over the life of the contract; companies that have a contract with the

state that boycott Israel shall be banned from state contracts for a two year period; amend KRS 61.510 to define "boycott of Israel," "company," "direct holdings," and indirect holdings"; amend KRS 61.650 to require the Kentucky Retirement Systems to prepare an annual report of public investments and to not invest in companies boycotting Israel.

Feb 01, 2018 - introduced in House

Feb 05, 2018 - to State Government (H)

15. [HB 335 / AA/FN](#) (BR 1239) - [J. Kay](#)

AN ACT relating to retirement benefits for legislators.

Amend KRS 6.505 to close the Legislators' Retirement Plan to new members as of the effective date of the Act; prohibit current legislators from participating in the Legislators' Retirement Plan on or after the effective date of the Act; provide that current and future legislators shall only participate in the Kentucky Employees Retirement System for any service to the General Assembly occurring on or after the effective date of the Act.

Feb 08, 2018 - introduced in House

Feb 12, 2018 - to Appropriations & Revenue (H)

16. [HB 336 / AA/FN](#) (BR 1242) - [J. Kay](#)

AN ACT relating to legislators' retirement benefits.

Create a new section of KRS 6.500 to 6.577 to close the Legislators' Retirement Plan (LRP) to new members and require new legislators to participate as nonhazardous members of the Kentucky Employees Retirement System (KERS NH); for members with a participation date on or after January 1, 2014, move existing hybrid cash balance accumulated account balance to the KERS NH hybrid cash balance plan; for members with a participation date prior to January 1, 2014, provide that service credit previously accrued in the Legislators' Retirement System remain in LRP, but future retirement benefits shall accrue in KERS NH; provide that future legislative retirees on or after the effective date of the Act, have LRP benefits calculated based solely upon legislative salary with no salary reciprocity; amend KRS 61.510 to provide that, for

future legislator benefits accrued in KERS NH, “final compensation” is the creditable compensation of the member during all fiscal years of service accrued as a member of the General Assembly on or after the effective date of the Act, divided by the number of years of service as a member of the General Assembly on or after the effective date of the Act; provide that for legislators, “membership date” is the date upon which the member began participating in any of the state-administered retirement systems; amend KRS 6.500, 6.505, 6.515, 6.520, and 6.525 to make conforming/technical changes.

Feb 08, 2018 - introduced in House

Feb 12, 2018 - to Appropriations & Revenue (H)

17. [HB 337/CI/FN/LM](#) (BR 492) - [J. Kay](#)

AN ACT relating to taxation of prescription opioids and making an appropriation therefor.

Create new sections of KRS Chapter 142 to impose a tax of one dollar per dose on opioids distributed in Kentucky; define relevant terms; allocate tax revenues to permanent pension fund; require registration for all persons distributing opioids in Kentucky; impose misdemeanor penalty for noncompliance; authorize the Department of Revenue to promulgate administrative regulations; amend KRS 42.205 to conform; APPROPRIATION.

Feb 08, 2018 - introduced in House

Feb 12, 2018 - to Appropriations & Revenue (H)

18. [HB 338 / AA](#) (BR 291) - [J. Kay](#)

AN ACT relating to a pension surcharge on state contracts to be applied to the Kentucky Retirement Systems unfunded liability, making an appropriation therefor, and declaring an emergency.

Create a new section of KRS 61.510 to 61.705 to create a five percent surcharge on state contracts for personnel hired in lieu of hiring a state employee; require the surcharge to be paid



to the unfunded liability trust fund created under KRS 61.706 to be applied to the Kentucky Employees Retirement System nonhazardous pension fund; apply to all participating employers and for all memoranda of agreement and personnel service contracts, as defined in KRS 45A.690 of the Model Procurement Code.

Feb 08, 2018 - introduced in House

Feb 12, 2018 - to Appropriations & Revenue (H)

19. [HB 339/FN](#) (BR 493) - [J. Kay](#)

AN ACT relating to taxation of tobacco and making an appropriation therefor.

Create a new section of KRS Chapter 42 to establish the underfunded pension trust fund; amend KRS 138.140 to impose a surtax on cigarettes and other tobacco products, including e-cigarettes; amend KRS 138.130 to update definitions for chapter, including adding e-cigarettes to definition of tobacco products; amend various sections of the Kentucky Revised Statutes to conform.

Feb 08, 2018 - introduced in House

Feb 12, 2018 - to Appropriations & Revenue (H)

20. [HB 350/LM](#) (BR 1228) - [R. Benvenuti III](#)

AN ACT relating to state funds.

Create a new section of KRS Chapter 45A to prohibit contracts with a person or business until that person or business agrees that he, she, or it is not engaged in boycotting a person or business based in or doing business with a member of the World Trade Organization or a jurisdiction with whom the United States has a free trade or other nondiscriminatory trade agreement; amend KRS 45A.343, 65.027, 160.303, 164A.575, 176.070, and 424.260 to add the boycott prohibition requirement to contracts made by local governments, school districts, public universities, and the Department of Highways; create a new section of KRS Chapter 61 to require the investment committee of the Kentucky Employees Retirement System to divest from Iran-restricted companies, Sudan-restricted companies, and companies that that boycott Israel; create a new

section of KRS Chapter 21 to require the investment committee of the Judicial Retirement System to divest from Iran-restricted companies, Sudan-restricted companies, and companies that boycott Israel; create a new section of KRS Chapter 161 to require the Teachers' Retirement System to divest from Iran-restricted companies, Sudan-restricted companies, and companies that boycott Israel; amend KRS 6.525 to include the divestment requirement for the Legislator's Retirement Plan.

Feb 12, 2018 - introduced in House

Feb 14, 2018 - to State Government (H)

21. [HB 362](#) (BR 1201) - [T. Moore](#), [R. Heath](#), [DJ Johnson](#)

AN ACT relating to high school students pursuing military careers.

Create a new section of KRS Chapter 158 requiring schools to offer the Armed Services Vocational Aptitude Battery (ASVAB) test annually to students in grades 10 through 12, offer counseling based on the ASVAB test results, and allow up to four excused absences to meet with a recruiter of the Armed Forces of the United States or Kentucky National Guard; amend KRS 159.035 to allow excused absences for students who meet with a military recruiter, receive ASVAB counseling, or pursue enlistment.

AMENDMENTS

[HB 362 \(As Introduced\)](#)

[SCS1/AA](#) - Amend KRS 61.522 to allow universities, community colleges, and health departments to cease participating in the Kentucky Employees Retirement System provided the agency pays the cost of ceasing participation as provided by statute; provide a window where quasi-state agencies who are eligible to cease participating in the Kentucky Employees Retirement System or non-stock non-profit agencies eligible to cease participating in the County Employees Retirement System (CERS) may by January 1, 2019, cease participating by paying the actuarial costs and pay off the cost through equal installments without interest over a 30 year period, except that installments in FY 19 and 20 shall be equal to the contributions paid by the employers in FY 18; provide an increase in the payment of up to 5% per year each year if needed to finance within 30 year period or to extend the period for up to 40 years if it cannot be financed

with the 30 year period with a 5% increase in costs; amend KRS 61.565 to provide that CERS employer contribution rate shall not increase by more than 12% per year over the prior fiscal year from July 1, 2018, to June 30, 2028; amend KRS 18A.225 to provide that employers ceasing participation in the window may still participate in the Kentucky Employees Health Plan (KEHP) for their employees; provide that for purposes of codification, the provisions of HB 185 shall prevail over the provisions of SB 151 in the event of a conflict where the same statutes are amended; EMERGENCY.

[SCA1](#)( C. McDaniel ) - Make title amendment.

Feb 13, 2018 - introduced in House

Feb 15, 2018 - to Veterans, Military Affairs, and Public Protection (H)

Feb 20, 2018 - posted in committee

Feb 28, 2018 - reported favorably, 1st reading, to Consent Calendar

Mar 01, 2018 - 2nd reading, to Rules; posted for passage in the Consent Orders of the Day for Friday, March 2, 2018

Mar 02, 2018 - 3rd reading, passed 81-1

Mar 05, 2018 - received in Senate

Mar 06, 2018 - to Veterans, Military Affairs, & Public Protection (S)

Mar 15, 2018 - reported favorably, 1st reading, to Consent Calendar

Mar 16, 2018 - 2nd reading, to Rules

Apr 02, 2018 - taken from Rules (H); recommitted to Appropriations & Revenue (S); reported favorably, to Rules with Committee Substitute and committee amendment (1-title); posted for passage in the Regular Orders of the Day for Monday, April 2, 2018; 3rd reading, passed 35-3 with Committee Substitute and committee amendment (1-title); received in House; to Rules (H); taken from Rules; posted for passage for concurrence in Senate Committee Substitute and committee amendment (1-title); House concurred in Senate Committee Substitute and committee amendment (1-title); Bill passed 90-2; enrolled, signed by Speaker of the House; enrolled, signed by President of the Senate; delivered to Governor

Apr 05, 2018 - [vetoed](#)

**Apr 13, 2018 - received in House; to Rules (H); taken from Rules; posted for passage for consideration of Governor's veto; veto overridden; Bill passed 94-2; received in Senate; to Rules (S); posted for consideration of Governor's veto; veto overridden; Bill passed 34-4;**

**received in House; enrolled, signed by Speaker of the House; enrolled, signed by President of the Senate**

**Apr 14, 2018 - delivered to Secretary of State (Acts, ch. 170)**

[Vote History](#)

22. [HB 366/FN](#) (BR 1195) - [S. Rudy](#), [K. Fleming](#)

AN ACT relating to revenue measures, making an appropriation therefor, and declaring an emergency.

Amend KRS 224.50-868 to extend the new tire fee to July 1, 2020; provide that the amount of principal which a qualified applicant may owe the Kentucky Agricultural Finance Corporation at any one time shall not exceed \$5 million; allow a 0.5% administrative fee to be paid to the Kentucky Infrastructure Authority for the administration of each project funded by the Infrastructure for Economic Development Fund for Coal-Producing Counties and the Infrastructure for Economic Development Fund for Tobacco Counties; require any revenue received from the sale or renewal of Child Victims' Trust Fund license plates in excess of actual costs incurred by the Transportation Cabinet be transferred to the Child Victims' Trust Fund on an annual basis; require any funds or assets recovered by the Attorney General in connection with a lawsuit be paid directly to the Commonwealth and deposited in a distinct trust and agency account for each settlement; allow expenses incurred by the Auditor of Public Accounts for required audits of federal funds be charged to the government or agency that is the subject of the audit; require each agency of the Executive Branch to remit an assessment to the Personnel Board for its operation; exempt from all state and local taxes water withdrawal fees imposed by the Kentucky River Authority; require a school district that receives an allotment for an urgent needs school, and subsequently receives funds for that facility as a result of litigation or insurance, to reimburse the Commonwealth an amount equal to the amount received; establish the Office of Employment Training Building Proceeds Fund and require up to \$3 million of proceeds from the disposal of any state-owned real property by the Office be deposited into the fund; require any revenue derived from the establishment of statewide contracts by the Office of Material and Procurement Services be credited to a trust and agency account and be used to

administer the program; require the insurance surcharge rate be calculated at a rate to provide sufficient funds for the Firefighters Foundation Program Fund and the Kentucky Law Enforcement Foundation Program Fund; allow the Department for Medicaid Services to impose copayments for services rendered to Medicaid recipients, not to exceed the amount permitted by federal law or waivers; allow the Department for Medicaid Services to utilize premiums and cost-sharing for services rendered to Medicaid and KCHIP recipients not to exceed amounts permitted by federal law or waivers, however KCHIP premiums are suspended for the 2018-2020 biennium; allow the Department of Insurance to waive or assess at any rate between zero and one percent for the 2019 or 2020 plan year on any health benefit plan premiums written by an insurer in the individual market segment; allow the Personnel Cabinet to collect a pro rata assessment from all state agencies, in all three branches of government, and other organizations that are supported by the system and deposit the assessment in a restricted fund account within the Personnel Cabinet; suspend the processing all applications received by the Kentucky Film Office during the biennium and require that the Department of Revenue not process or approve any refund requests from motion picture production companies related to sales and use tax paid during the biennium; require 0.075 percent be withheld from each rate established under KRS 341.270 and 341.272 if the Unemployment Insurance Trust Fund balance exceeds the balance of the trust fund as of December 31, 2017, and deposit those funds in the Service Capacity Upgrade Fund; require insurance premium taxes and retaliatory taxes from any insurer be credited to the General Fund; allow the Personnel Cabinet to collect a benefits assessment per month per employee eligible for health insurance coverage in the state group for administration of the health insurance program; EMERGENCY

AMENDMENTS  
[HB 366 \(As Introduced\)](#)

[HCS1](#) - Retain the original provisions; create new sections of subchapter 20 of KRS Chapter 224 to establish the Volkswagen Leverage Fund; amend KRS 224.50-868 to increase the new tire fee to two dollars (\$2) for each tire sold, impose the fee upon the retailer, and subject the fee to sales tax; establish the TVA regional development agency assistance fund and appropriate moneys to the fund; amend KRS 138.140 to increase the cigarette tax by fifty cents (\$0.50) per pack; amend KRS 138.143 to impose the floor stock tax on cigarette inventory on hand at 11:59 p.m. June 30, 2018; amend KRS 139.538 to suspend applications for refunds of sales tax to

motion picture companies until July 1, 2020; create a new section of KRS Chapter 148 to suspend applications for the film industry income tax credit until July 1, 2020; amend KRS 148.8531 to suspend applications for tourism development incentives until July 1, 2020; amend various sections to conform and to require reporting of data; create new sections of KRS Chapter 148 to impose a tax on wholesale opioid distributors and mail-order pharmacies at a rate of 25 cents (\$0.25) per dose beginning January 1, 2019; amend KRS 141.020 to eliminate the personal credit for taxpayer, spouse, and dependents; EMERGENCY.

[HCA1](#)( S. Rudy ) - Make title amendment.

[SCS1](#) - Create a new section in subchapter 10 of KRS Chapter 224 to establish a distinct fund to consist of moneys designated to the Commonwealth from the Volkswagen settlement; amend KRS 224.50-868 to extend the new tire fee to July 1, 2020, increase the fee to \$2 for each new tire purchased, and to impose the sales and use tax on the fee; amend KRS 157.621 to extend equalization funds on what is commonly known as the EFF Nickel until the earlier of June 30, 2038, or the date the bonds are retired; amend KRS 158.441 to expand the definition of school resource officer, allowing a school district to contract with the Kentucky State Police for the employment of KSP troopers as a form of secondary employment for the officer; amend KRS 157.410 to require the chief state school officer to determine the exact amount of the public common school fund to which each district is entitled on or before March 1 of each year; amend KRS 160.463 to require the superintendent of each school district to publish an annual financial statement and the school report card in one of 3 formats; amend various sections to conform; create a new section of KRS Chapter 96 to create the TVA regional development agency assistance fund; amend KRS 278.020 to exempt a water district or water association that undertakes a waterline extension or improvement project from the requirement to obtain a certificate of public convenience and necessity; amend KRS 150.021 to require the Finance and Administration Cabinet to assess the Department of Fish and Wildlife Resources an annual fee in an amount equal to 20% of the debt service associated with all phases and implementation of the two-way radio system utilized by the Department of Kentucky State Police; amend KRS 139.538 to suspend the applications accepted by the Department of Revenue for refunds of tax for the filming or producing of motion pictures from the effective date of this Act until July 1, 2020, and require reporting by the Department of Revenue; create a new section of KRS Chapter 148 to suspend the film industry tax credit applications from the effective date of this Act until July 1,

2020, and to require reporting by the Kentucky Film Office and the Department of Revenue; amend KRS 148.8531 to suspend tourism development applications from the effective date of this Act until July 1, 2020; amend various sections to conform; amend KRS 148.8591 to require reporting by the Authority and the Department of Revenue related to tourism development incentives; amend KRS 131.190 to allow detailed data about the suspended tax expenditures in this Act to be shared by the Department of Revenue with the Legislative Research Commission; amend various sections to conform; amend KRS 132.285 to create a new threshold for payment of the Property Valuation Administrator's fee for the use of data by certain cities; amend KRS 132.590 to create a new threshold for payment of the Property Valuation Administrator's fee for the use of data by certain counties; amend KRS 210.504 to require the Kentucky Commission on Services and Supports for Individuals with Mental Illness, Alcohol and Other Drug Abuse Disorders, and Dual Diagnoses to recommend Jailer training; and KRS 210.400 to require each community board for mental health to deliver the recommended jailer training; amend KRS 164.013 to require the salary of the president of the Council on Postsecondary Education to be set at an amount no greater than the amount the president was receiving on January 1, 2012; amend KRS 164.020 to allow the Kentucky Community and Technical College System to assess a mandatory student fee not to exceed \$8 per credit hour and the fee to be used exclusively for certain debt service; amend KRS 164.5805 to prohibit a housing allowance for the president of the Kentucky Community and Technical College System; create a new section of KRS Chapter 153 to exempt from the open meetings and open records provisions any entity involved in producing or financing arts on a local or statewide basis if the entity received a total of \$25,000 or less as a result of appropriations or grants from state or local governmental units; amend KRS 151.611 to provide that fees in-lieu-of stream mitigation shall be available to all 120 counties, subject to federal and state regulatory requirements; amend KRS 61.637 to exempt employer contributions and reimbursements for health insurance payments when a retiree is reemployed as a school resource officer; amend KRS 70.292 to allow a county police department to reemploy police officers; amend KRS 70.293 to allow retired officers to keep their retiree health insurance and to exempt employer contributions and health insurance payments related to reemployed officers; amend KRS 161.569 to sunset the 5.1% contribution to the Kentucky Teachers' Retirement System by universities on June 30, 2018, for any person who elects or elected to participate in the optional retirement plan; provide that the total amount of principal which a

qualified applicant may owe the Kentucky Agricultural Finance Corporation at any one time shall not exceed \$5 million; allow a 0.5% administrative fee to be paid to the Kentucky Infrastructure Authority for projects they administer; require any revenue received from the sale or renewal of the license plates in excess of actual costs incurred by the Transportation Cabinet be transferred to the Child Victims' Trust Fund on an annual basis; require that any funds or assets recovered by the Attorney General in connection with a lawsuit or other types of actions be paid directly to the Commonwealth and deposited in a distinct trust and agency account for each settlement; allow the Auditor of public Accounts to charge agencies for any additional expenses incurred and require a county, under certain types of audit, to bear 75% of the actual expense of the audit; allow the Personnel Board to assess each Executive Branch agency with employees covered by KRS Chapter 18A based on the authorized full-time positions of each agency on July 1 of each year; require that fees imposed by the Kentucky River Authority not be subject to state and local taxes; require a school district that receives an allotment for an urgent needs school and subsequently receives funds resulting from litigation or insurance to reimburse the Commonwealth; create the Office of Employment Training Building Proceeds Fund and allow up to \$3 million of proceeds from the disposal of real property by the Office to be deposited in the fund; allow any revenue derived from the establishment of statewide contracts by the Office of Procurement Services to be credited to a trust and agency account to be used to administer the program; allow the insurance surcharge rate to be calculated at a rate to provide sufficient funds for the Firefighters Foundation Program Fund and the Kentucky Law Enforcement Foundation Program Fund; allow the Department for Medicaid Services to impose copayments for services rendered to Medicaid recipients, not to exceed the amounts permitted by federal law or waivers; allow the Department for Medicaid Services to utilize premiums and cost-sharing for services rendered to Medicaid and KCHIP recipients, not to exceed amounts permitted by federal law or waivers, and suspend KCHIP premiums for the 2018-2020 biennium; allow the Department of Insurance to assess an insurer at any rate between zero and 1% for the 2019 or 2020 Plan Year on any health benefit plan premium written by that insurer in the individual market segment; require the Personnel Cabinet to collect a pro rata assessment from all state agencies, in all three branches of government, and other organizations that are supported by the personnel system; require 0.075% to be withheld from employer's contribution rates if the Unemployment Insurance Trust Fund balance exceeds the balance of the trust fund as of



December 31, 2017, deposit these moneys into the Service Capacity Upgrade Fund, and allow the Secretary to exercise discretion to reduce the percentage rate or suspend the required payments at any time; require the insurance premium and retaliatory taxes be credited to the General Fund; require the Personnel Cabinet to collect a benefits assessment per month per employee eligible for health insurance coverage in the state group for use by the Cabinet in administering the health insurance program; require that funds received by the Commonwealth from the disposal of any surplus property at the Kentucky School for the Blind, the Kentucky School for the Deaf, and the FFA Leadership Training Center be deposited in a separate restricted account for each facility and require the funds not be expended without appropriation authority granted by the General Assembly; allow a county containing a population of more than 90,000 or any city within a county containing a population of more than 90,000 to publish ordinances, audit reports, or bid solicitations by posting those items on a website maintained by the county or city government for a period of at least one year; require that all employees of the Kentucky Teachers' Retirement System, except the Executive Secretary, are subject to the state personnel system established under KRS 18A.005 to 18A.204 and shall have their salaries determined by the secretary of the Personnel Cabinet; establish that if any section, subsection, or provision is found by a court to be invalid or unconstitutional, the decision of the court shall not affect any of the remaining sections, subsections, or provisions; EMERGENCY.

[SCA1](#)( C. McDaniel ) - Make title amendment.

[CCR1](#) - Do not agree.

[FCCR1](#) - Adopt the provisions of SCS 1 with the following changes: delete Section 9 of the bill related to the TVA regional development agency assistance fund; amend Section 11 of the bill to change the percentage of the assessment for the Department of Fish and Wildlife Resources to 5%, instead of 20%; delete Sections 12 to 17 of the bill related to the film industry tax incentives and the tourism development incentives for sales tax and income tax purposes; delete Sections 34 and 35 of the bill related to charter schools; delete Section 56 of the bill related to personnel of the Kentucky Teachers' Retirement System; and add the following provisions: amend various sections of KRS Chapter 138 to increase the cigarette tax by \$0.50 per pack, and make various conforming changes; amend various sections of KRS Chapter 139 to define terms, impose the sales and use tax on certain services, certain participatory admissions, and property certified as a pollution control facility, suspend the motion picture production

company sales tax incentive until July 1, 2022, and make various conforming changes; amend various sections of KRS Chapter 141 to update the Internal Revenue Code reference date, disallow various deductions for income tax purposes, reduce the pension income exclusion to \$31,110, eliminate certain personal credits, provide a single-factor formula for apportioning corporation income tax, impose a flat rate of 5% for both individuals and corporations, and make various conforming changes; amend KRS 148.542 and 148.544 to amend the film industry tax credit definitions to remove commercials, provide a limit of \$100 million on the total tax incentive approved annually, and make the tax incentive nonrefundable and nontransferable for applications approved on or after the effective date of this Act; amend various sections of KRS Chapters 141, 154.20, and 154.26 to suspend the acceptance of applications and preliminary approvals for industrial revitalization, investment fund, and angel investment incentives until on or after July 1, 2022, and to require reporting of data to LRC; amend KRS 131.081 to prohibit contingency fee contracts for tax administration; amend KRS 49.250 to eliminate the payment of a bond to appeal a tax assessment; amend KRS 131.190 to exempt from the confidentiality standards certain reporting of data by Revenue to LRC and make conforming changes; amend KRS 141.0205 to order new tax credits; amend KRS 131.110 to allow 60 days to protest an assessment beginning July 1, 2018, and make conforming changes; amend 141.210 to allow 90 days for a taxpayer to submit a copy of the final determination of a federal audit; create a new section of KRS Chapter 141 to allow an income tax credit in an amount equal to the property tax paid for business inventory; repeal certain statutes; and amend the title; EMERGENCY.

Feb 14, 2018 - introduced in House

Feb 16, 2018 - to Appropriations & Revenue (H); taken from Appropriations & Revenue (H); 1st reading; returned to Appropriations & Revenue (H)

Feb 22, 2018 - posted in committee

Feb 28, 2018 - reported favorably with Committee Substitute and committee amendment (1-title); 2nd reading, to Rules

Mar 01, 2018 - taken from Rules (H); posted for passage in the Regular Orders of the Day for Thursday, March 1, 2018; 3rd reading, passed 68-25 with Committee Substitute (1), committee amendment (1-title)

Mar 02, 2018 - received in Senate

Mar 06, 2018 - to Appropriations & Revenue (S)

Mar 15, 2018 - taken from Appropriations & Revenue (S); 1st reading; returned to Appropriations & Revenue (S)

Mar 16, 2018 - taken from Appropriations & Revenue (S); 2nd reading; returned to Appropriations & Revenue (S)

Mar 20, 2018 - reported favorably, to Rules with Committee Substitutes (1) committee amendment (1-title); posted for passage in the Regular Orders of the Day for Tuesday, March 20, 2018; 3rd reading, passed 23-15 with Committee Substitute (1) & committee amendment (1-title)

Mar 21, 2018 - received in House; to Rules (H); taken from Rules; posted for passage for concurrence in Senate committee amendments (1-title) Committee Substitute (1); House refused to concur in Senate Committee Substitute and committee amendment (1-title); received in Senate

Mar 22, 2018 - posted for passage for receding from Senate Committee Substitute (1) and committee amendment (1-title); Senate refused to recede from Committee Substitute (1) and committee amendment (1-title); Conference Committee appointed in House and Senate; Conference Committee report filed in House and Senate; Conference Committee report adopted in Senate; Conference Committee report adopted in House; Free Conference Committee appointed in House and Senate

Apr 02, 2018 - Free Conference Committee report filed in Senate; posted for passage for consideration of Free Conference for Monday, April 2, 2018; Free Conference Committee report adopted in Senate; Bill passed 20-18; received in House; to Rules (H); Free Conference Committee report filed in House; taken from Rules; posted for passage for consideration of Free Conference Committee Report; Free Conference Committee report adopted in House; passed 51-44; enrolled, signed by Speaker of the House; enrolled, signed by President of the Senate; delivered to Governor

Apr 09, 2018 - [vetoed](#)

**Apr 13, 2018 - received in House; to Rules (H); taken from Rules; posted for passage for consideration of Governor's veto; veto overridden; Bill passed 57-40; received in Senate; to Rules (S); posted for passage for consideration of Governor's veto for Friday, April 13, 2018; veto overridden; Bill passed 20-18; received in House; enrolled, signed by Speaker of the House; enrolled, signed by President of the Senate**

**Apr 14, 2018 - delivered to Secretary of State (Acts, ch. 171)**

[Vote History](#)

23. [HB 406 / AA/FN](#) (BR 1687) - [R. Adkins](#), [G. Brown Jr](#), [T. Burch](#), [M. Cantrell](#), [J. Donohue](#), [K. Flood](#), [A. Gentry](#), [D. Graham](#), [C. Harris](#), [J. Jenkins](#), [D. Keene](#), [M. Marzian](#), [R. Meyer](#), [C. Miller](#), [R. Nelson](#), [S. Overly](#), [R. Rand](#), [J. Richards](#), [S. Riggs](#), [A. Simpson](#), [J. Sims Jr](#), [W. Stone](#), [J. Wayne](#)

AN ACT relating to employer funding for the County Employees Retirement System and declaring an emergency.

Amend KRS 61.565 to establish a phase-in of the actuarially required employer contributions to the County Employees Retirement System (CERS) so that by July 1, 2024, the full actuarially required contribution rate is paid; provide that the maximum annual increase in projected dollars paid shall not exceed 10% of the value from the prior fiscal year through June 30, 2023, provide that rates payable by CERS employers from July 1, 2018, to June 30, 2023; shall be based upon the assumptions established in the 2017 actuarial valuation; require the systems' board of trustees to amend employer rates payable on or after July 1, 2018, accordingly; EMERGENCY.

Feb 20, 2018 - introduced in House

Feb 22, 2018 - to Appropriations & Revenue (H)

24. [HB 440 / AA](#) (BR 1975) - [J. Kay](#), [R. Meyer](#)

AN ACT relating to eliminating retirement benefits for legislators taking office on or after January 1, 2019.

Amend KRS 6.505 to close the Legislators' Retirement Plan to new members effective January 1, 2019; amend KRS 61.525 to prohibit future members of the General Assembly from participating in the Kentucky Employees Retirement System unless they participated in the Kentucky Employees Retirement System or the Legislators' Retirement Plan as members of the General Assembly prior to January 1, 2019; amend KRS 61.510, 61.520, and 61.525 to make technical and conforming amendments.

Feb 22, 2018 - introduced in House

Feb 26, 2018 - to State Government (H)

25. [HB 487/FN](#) (BR 1799) - [P. Pratt](#)

AN ACT relating to tax credits and declaring an emergency.

Amend KRS 337.055 to insert gender-neutral language.

AMENDMENTS  
[HB 487 \(As Introduced\)](#)

[HCS1/FN](#) - Amend KRS 141.403 to sunset the tax credit; amend KRS 141.415 to remove references and application to the Kentucky Reinvestment Act projects; create a new section of KRS Chapter 141 to provide for the Kentucky Reinvestment Act tax credit and require reporting of the Department of Revenue; create a new section in subchapter 26 of KRS Chapter 154 to sunset the program; amend KRS 154.34-010 to modify the definitions; amend KRS 154.34-070 to add a three-year project completion timeframe for final approval and alter the requirements to the application; amend KRS 154.34-080 to remove the reference to eligible skills upgrade training costs; amend KRS 154.34-090 to conform; amend KRS 154.34-110 to alter the criteria of the program and require reporting of the Cabinet for Economic Development; amend KRS 154.34-120 to sunset the program; create new sections of Subchapter 34 of KRS Chapter 154 to provide guidance on wage assessments; amend various sections of the Kentucky Revised Statutes to make conforming changes and technical corrections; EMERGENCY.

[HCA1](#)( P. Pratt ) - Make title amendment.

[SCS1](#) - Include all provisions from HB 336, as amended by the free conference committee report, as modified as follows; clarify the definition of prewritten computer software for sales and use tax purposes; define terms for sales and use tax purposes related to manufacturing and industrial processing processes; clarify the cost of production related to energy or energy-producing fuels for sales and use tax purposes; clarify the definition and provisions related to a part-year resident for income tax purposes; decouple from the deduction allowed in Section 199A of the Internal Revenue Code related to the 20% deduction for pass-through income; maintain the current 3-factor apportionment formula for telecommunication companies; suspend the Kentucky Industrial Revitalization Act until July 1, 2022; suspend the Angel Investor tax credit until July 1, 2022, and provide a \$3 million tax credit cap when the program resumes; suspend the Kentucky Investment Fund Act until July 1, 2022, and provide a \$3 million tax credit cap when the program resumes; require reporting for certain tax credits; prohibit contingency fee contracts for tax administration; modify the taxpayer bill of rights to allow

damages against the Commonwealth sustained as a result of willful, reckless, or intentional disregard by department employees; allow 180 days for a taxpayer to submit a copy of the final determination of a federal audit; allow the inventory tax credit if the property tax paid on inventory is timely paid; require certain taxpayers to file withholding statements electronically; require certain corporations to file income tax returns electronically; provide combined income tax returns based on a unitary business group for taxable years beginning prior to January 1, 2019, unless the group elects to file a consolidated return based on the same group that files for federal income tax purposes; exempt gross receipts derived from charges for labor or services to apply, install, repair, or maintain tangible personal property directly used in the manufacturing or industrial processing process; clarify that computer software other than prewritten computer software is exempt from property tax; conform the net operating loss deduction to the new combined or consolidated filing method; repeal the repeal of the Kentucky Jobs Retention Act and Incentives for Energy Independence Act that was accomplished in HB 366; **provide that certain employees or employers may cease to participate in the Kentucky Retirement System and delay the increased contribution for some employers; repeal sections 1 and 3 of HB 362 as enacted; make various conforming changes.**

[SCA1](#)( C. McDaniel ) - Make title amendment.

Feb 26, 2018 - introduced in House

Feb 28, 2018 - to Economic Development & Workforce Investment (H)

Mar 12, 2018 - posted in committee

Mar 14, 2018 - reported favorably, 1st reading, to Calendar with Committee Substitute & committee amendment (1-title)

Mar 15, 2018 - 2nd reading, to Rules

Mar 16, 2018 - posted for passage in the Regular Orders of the Day for Monday, March 19, 2018

Mar 19, 2018 - 3rd reading, passed 74-11 with Committee Substitute and committee amendment (1-title)

Mar 20, 2018 - received in Senate

Mar 21, 2018 - taken from Committee on Committees (S); 1st reading; returned to Committee on Committees (S); to Appropriations & Revenue (S)

Mar 22, 2018 - taken from Appropriations & Revenue (S); 2nd reading; returned to

Appropriations & Revenue (S)

**Apr 14, 2018 - reported favorably, to Rules with Committee Substitute and committee amendment (1-title); posted for passage in the Regular Orders of the Day for Saturday, April 14, 2018; 3rd reading, passed 24-14 with Committee Substitute and committee amendment (1-title); received in House; to Rules (H); taken from Rules; posted for passage for concurrence in Senate Committee Substitute and committee amendment (1-title); House concurred in Senate Committee Substitute and committee amendment (1-title); Bill passed 51-38; received in House; enrolled, signed by Speaker of the House; enrolled, signed by President of the Senate; delivered to Governor**

[Vote History](#)

26. [HB 490/LM](#) (BR 1487) - [K. Sinnette](#)

AN ACT relating to city revenue and declaring an emergency.

Amend KRS 91A.400 to allow any home rule class city to levy a restaurant tax and use the proceeds to defray County Employee Retirement System (CERS) contributions; amend KRS 91A.390 to conform; EMERGENCY.

Feb 26, 2018 - introduced in House

Feb 28, 2018 - to Local Government (H)

27. [HB 508 / AA](#) (BR 1896) - [R. Benvenuti III](#)

AN ACT relating to the retirement and reemployment of certified peace officers and other hazardous duty positions in state and local government.

Amend KRS 61.637 to allow either a retiree or the participating employer reemploying the retiree to notify the Kentucky Retirement Systems (KRS) that the retiree has accepted employment with an agency participating in the systems administered by KRS and to require no notice if the reemployment occurs at least six months after retirement; allow either a retiree or the participating employer who contracts with a retiree for a paid position to submit a copy of the contract to KRS and require submission of the contract if the reemployment occurs at least six

months after retirement; provide that certified peace officers shall be required to observe a one-month break in service rather than a three-month break in service if reemployed to a position with the State Police Retirement System or as a hazardous member or certified peace officer with the Kentucky Employees Retirement System or the County Employees Retirement System; provide that an individual retiring from any system of KRS who retires from a hazardous position or as a certified peace officer and is reemployed after six months shall be presumed to have no prearranged agreement with the employer; amend KRS 70.292 to make conforming amendment for sheriffs' officers reemploying certified police officers.

Feb 26, 2018 - introduced in House

Feb 28, 2018 - to State Government (H)

28. [HB 536 / AA/LM](#) (BR 238) - [J. Sims Jr.](#), [D. Schamore](#)

AN ACT relating to sports wagering and making an appropriation therefor.

Create a new section of KRS Chapter 154A to require the lottery corporation to institute a sports wagering system; amend KRS 154A.010 to define "collegiate sports contest," "net sports wagering receipts," "professional sports contest," and "sports wagering"; amend KRS 154A.030 to prohibit owners of professional sports teams from serving on the board; amend KRS 154A.050 and 154A.060 to include sports wagering; amend 154A.063 to allow the corporation to accept wagers on collegiate and professional sports contests, but to prohibit sports wagers on horse racing; amend KRS 154A.070 to include sports wagering; amend KRS 154A.090 to include sports wagering retailers; amend KRS 154A.110 to prohibit sales of sports wagers to persons under 18 years of age, provide for the allocation of unclaimed sports wager prize money, and restrict owners, coaches, players, and others involved in a sporting contest from placing sports wagers; create new sections of KRS Chapter 154A to permit sports wagering at lottery retailers, horse racing tracks, and simulcast facilities; require the corporation to promulgate administrative regulations needed to establish and oversee sports wagering and prohibit participants in sporting events from placing wagers on games in which they are participating; create a new section of KRS Chapter 154A to establish the sports wagering distribution trust



fund and limit uses of the fund to administrative costs and pension system funding; amend KRS 154A.120 to include sports wagering; amend KRS 154A.130 to exempt sports wagering receipts and specify that sports wagering receipts shall be deposited in the sports wagering distribution trust fund; amend KRS 154A.400 and 154A.410 to include sports wagering; amend KRS 154A.420 to include sports wagering and allow the corporation to require a retailer to establish a separate sports wagering electronic funds transfer account, where available; amend KRS 154A.430 to include sports wagering; amend KRS 154A.440 to require retailers to accept sports wagers only at the location listed on their contract; amend KRS 154A.600 and 154A.650 to include sports wagering; amend KRS 154A.990 to establish penalties for selling a sports wager to anyone under 18 years of age, to establish the crime of tampering with the outcome of a sporting event, and prohibit participants from wagering on a sporting event and establish penalties; EFFECTIVE UPON CONTINGENCY: Act takes effect only if the federal Professional and Amateur Sports Protection Act is repealed by Congress or is rendered void by the United States Supreme Court.

Feb 27, 2018 - introduced in House

Mar 01, 2018 - to Licensing, Occupations, & Admin Regs (H)

### **CERS SEPARATION BILL**

29. [HB 539 / AA/FN](#) (BR 908) - [S. Riley](#), [T. Couch](#), [R. Huff](#), [J. York](#)

AN ACT relating to retirement and declaring an emergency.

Create a new section of KRS 161.220 to 161.716 to establish risk control mechanisms that shall be implemented by the board of trustees for the Teachers' Retirement System (TRS) if funding for retirement benefits applying to members hired on or after July 1, 2018, falls below 95%; amend KRS 161.155 to limit the amount of unused sick leave that may be used to calculate retirement benefits to the number of days accrued as of June 30, 2018; amend KRS 161.540 to increase the employee contribution rate for pensions to 10% for new members of TRS; amend KRS 161.550 to limit state appropriations to fund benefits for new TRS members to 6% of payroll, but require the General Assembly to pay the full actuarially required contribution rate (ARC) for the TRS for all fiscal years occurring on or after July 1, 2018; amend KRS 161.600 to

require new TRS members participating on or after July 1, 2018, to attain an age and years of service that total at least 85 to qualify for unreduced retirement benefits or that total no less than 70 to qualify for reduced retirement benefits; make technical and conforming amendments to KRS 161.220, 161.420, 161.600, 161.620, and 161.623; create a new section of KRS 78.510 to 78.852 to provide that the administration of the County Employees Retirement System (CERS) shall be transferred from the Kentucky Retirement System (KRS) board of trustees to the CERS board of trustees established on July 1, 2018; allow the new CERS board to contract with KRS for administration of benefits, investments, or other services as needed for a period not to exceed four years; create new sections of KRS 78.510 to 78.852, including new provisions to permit nonhazardous members who began participating on or after January 1, 2014, to make a one-time irrevocable election to transfer from the hybrid cash balance plan into the defined benefit tier for members who began participating on or after July 1, 2008, but limit establish risk controls mechanisms for this tier; amend KRS 78.510, 78.530, 78.535, 78.540, 78.610, 78.615, 78.616, 78.625, 78.630, 78.640, 78.650, 78.652, 78,790, 78.852, and 78.550 to establish separate statutory provisions governing administration, benefits, and investments of the County Employees Retirement System; establish a 9-member CERS board composed of 3 elected members, and 6 individuals appointed by the Kentucky League of Cities, the Kentucky Association of Counties, or the Kentucky School Boards Association who must have 10 years of "investment experience" or "retirement experience" as defined by the bill; specify investment, reporting, and transparency requirements; amend KRS 6.350, 7A.255, 16.505, 16.555, 16.576, 16.577, 16.583, 16.582, 18A.205, 61.510, 61.522, 61.535, 61.540, 61.545, 61.550, 61.552, 61.5525, 61.555, 61.559, 61.565, 61.590, 61.592, 61.595, 61.597, 61.598, 61.600, 61.607, 61.621, 61.623, 61.625, 61.630, 61.637, 61.650, 61.652, 61.660, 61.665, 61.670, 61.675, 61.680, 61.690, 61.691, 61.701, 61.702, 61.705, 70.292, 70.293, 95.022, 95.290, 161.155, and 61.675 to conform; amend KRS 61.645 to remove CERS elected and appointed representation on the KRS board; amend KRS 7A.250 to place CERS under the jurisdiction of the Public Pension Oversight Board; amend KRS 18A.225 to allow CERS retirees to participate in the Kentucky Employees Health Plan; repeal KRS 78.533, 78.534, 78.532, 78.542, 78.545, and 212.434; provide that decisions made by the KRS board on behalf of CERS shall stand and shall not be reversed except as provided by KRS 78.510 to 78.852; provide that the three elected CERS trustees serving on the KRS board prior to July 1, 2017, shall serve as the elected trustees on the new CERS board;

provide that no provision of this Act shall increase or decrease benefits to members or retired members of KRS or CERS; EMERGENCY, effective July 1, 2018.

Feb 27, 2018 - introduced in House

Mar 01, 2018 - to Appropriations & Revenue (H)

30. [HB 547 / AA](#) (BR 1486) - [K. Sinnette](#)

AN ACT relating to employer contributions rates for employers participating in the systems administered by the Kentucky Retirement Systems and declaring an emergency.

Amend KRS 61.565 to set the employer contribution rates for the Kentucky Employees Retirement System, the County Employees Retirement System, and the State Police Retirement System for the 2018-2020 biennium at the levels payable in fiscal year 2017-2018; require the board of trustees of the Kentucky Retirement Systems to amend employer rates payable on or after July 1, 2018, accordingly; EMERGENCY.

Feb 27, 2018 - introduced in House

Mar 01, 2018 - to State Government (H)

31. [HB 551](#) (BR 871) - [J. Wayne](#), [R. Adkins](#), [J. Richards](#)

AN ACT relating to the fiduciary duties of the trustees and investment managers for the state-administered retirement systems.

Amend KRS 21.540, 61.650, and 161.430 to require the state-administered retirement systems to follow the state Model Procurement Code when contracting for investment management services; amend KRS 61.645 to grant the Attorney General concurrent jurisdiction to investigate and prosecute violations of the ethical and fiduciary duties of trustees and investment managers for the Kentucky Retirement Systems; amend KRS 161.250 to grant the Attorney General concurrent jurisdiction to investigate and prosecute violations of the ethical and fiduciary duties of trustees and investment managers for the Teachers' Retirement System; amend KRS 61.990 and 161.990 to provide that a knowing violation of the ethical and fiduciary

duties of trustees and investment managers for the Kentucky Retirement Systems and the Teachers' Retirement System shall be a Class D felony.

Feb 27, 2018 - introduced in House

Mar 01, 2018 - to State Government (H)