

2016 Kentucky General Assembly
Legislative Report

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HB80 OPEN RECORDS (HARRIS, C) AN ACT relating to open records.

Amend KRS 61.870 to narrow the funding criteria that determines exemptions from the definition of "public agency" in the Kentucky Open Records Act.

Current Status: 1/5/2016 - (H) Referred to Committee House State Government

Recent Status: 1/5/2016 - Introduced (Pre-Filed)
11/5/2015 - Pre-Filed

State Bill Page: <http://www.lrc.ky.gov/record/16RS/HB80.htm>

HB91 GOVERNMENT CONTRACTS (YONTS, B) AN ACT relating to government contracts.

Amend various sections in KRS Chapter 45A to expand and refine the list of entities included in definition of "contracting body"; allow the Government Contract Review Committee to determine the definition of "governmental emergency"; refine the definition of "memorandum of agreement"; correct references to universities and colleges and institutions of higher education; refine the definition of "personal service contract" to eliminate professional skill or judgment requirement and specifically include contracts for personal or professional services and group health care for public employees; allow the committee to establish reporting schedule for exempt personal service contracts and memoranda of agreement; exempt contracts between postsecondary institutions and health care providers, but require reporting of such contracts; require committee review of all personal service contracts and memoranda of agreement in excess of \$1,000,000, except for contracts involving child support collections which are exempted; exempt contracts \$40,000 and under from request for proposals process, but require three quotes when feasible, and determination of unfeasibility may be reviewed by the secretary of the Finance and Administration Cabinet or the committee; exempt contracts \$40,000 and under not requiring professional skill or judgment from routine review process, but require filing within 30 days for informational purposes; prohibit delegation of decision-making authority by secretary of the Finance and Administration Cabinet, except with respect to institutions of higher education that have elected to implement procurement procedures in accordance with statutory authority; delete requirement for annual reports; delineate powers of the committee.

Current Status: 1/5/2016 - (H) Referred to Committee House State Government

Recent Status: 1/5/2016 - Introduced (Pre-Filed)
11/23/2015 - Pre-Filed

State Bill Page: <http://www.lrc.ky.gov/record/16RS/HB91.htm>

HB180 CRIMINAL HISTORY (BROWN, G) AN ACT relating to criminal histories of job applicants.

Create a new section of KRS Chapter 344 to prohibit employers from considering or requiring disclosure of prior criminal history as part of the initial job application; title the Act as "Ban the Box-The Criminal Record Employment Discrimination Act."

Current Status: 1/7/2016 - (H) Referred to Committee House Labor and Industry

Recent Status: 1/6/2016 - Introduced

State Bill Page: <http://www.lrc.ky.gov/record/16RS/HB180.htm>

SB3 CONTRACTS (STIVERS, R) AN ACT relating to contracts.

Amend KRS 336.130 to prohibit mandatory membership in or financial support of a labor organization as a condition of employment and to name this section the "Kentucky Right to Work Act"; amend KRS 336.180 to

define "employer"; amend KRS 336.990 to make a violation of the Act a Class A misdemeanor, award damages, and provide injunctive relief; create new sections of KRS Chapter 336 to exempt existing contracts or agreements and other federal agreements and require the Attorney General to investigate complaints and prosecute those who violate Section 1 of the Act.

Current Status: 1/7/2016 - (S) Referred to Committee Senate Economic Development, Tourism, and Labor

Recent Status: 1/6/2016 - Introduced

State Bill Page: <http://www.lrc.ky.gov/record/16RS/SB3.htm>

SB11

ALCOHOLIC BEVERAGES (SCHICKEL, J) AN ACT relating to alcoholic beverages.

Amend KRS 241.010 to define "bed and breakfast," "commercial quadricycle," and "discount in the usual course of business"; expand the definition of "alcoholic beverage" to include a powder or crystal containing alcohol; increase the annual production limit for small farm wineries from 50,000 gallons to 100,000 gallons; make a souvenir package a special package of Kentucky distilled spirits; create a new section of KRS Chapter 242 to allow a precinct-level local option election to authorize the sale of alcoholic beverages at a distillery; amend KRS 242.020 to require those who circulated a local option petition to bear the cost of the election if it is held on a day other than a primary or regular election day; amend KRS 242.030 to set the filing deadlines for a local option election held on a primary or regular election day; amend KRS 242.1241 to conduct a small farm winery local option election in the same manner as in KRS 242.020 to 242.120; create a new section of KRS Chapter 243 to establish and regulate authorized public consumption (APC) licenses for use with commercial quadricycles; set APC license qualifications, including a business office, general liability insurance of at least \$2,000,000, and a local government permit; establish the standards for drivers and local ordinances for commercial quadricycles; allow patrons to bring their own unopened packaged alcoholic beverages in nonglass containers for personal consumption on the commercial quadricycle; limit patron consumption to times after boarding and while riding the commercial quadricycle; prohibit patrons from bringing open alcoholic beverages from a licensed retail premises onto the commercial quadricycle; forbid local APC fees from exceeding state APC fees; amend KRS 243.030 and 243.070 to establish state and local APC license fees and craft rectifier license fees; amend KRS 243.060 to designate state and local APC license fees; amend KRS 243.0305 to set maximum souvenir package sales of nine liters per customer per day; establish rules for distillery use of a sampling license or an NQ3 license; amend KRS 243.033 to allow a caterer to cater a private party or special event at a nonfederally bonded portion of a distillery; amend KRS 243.036 to apply a distilled spirits and wine auction license to malt beverages; include raffles as a part of the auction license; amend KRS 243.086 to permit an NQ3 retail drink license for a distiller or a bed and breakfast; limit bed and breakfast drink sales to paid overnight guests; amend KRS 243.090 to make most local alcohol licenses expire on the same date as the corresponding state license; prorate the cost of a local license in the first year to allow the local license to synchronize with the state license; amend KRS 243.120 to create Class A and Class B rectifier's licenses; tax and distribute distiller retail drink sales in the same manner as souvenir package sales; amend KRS 243.130, 243.155, and 243.157 to allow employees of distillers, rectifiers, wineries, small farm wineries, and microbreweries to sample their employer's products for purposes of education, quality control, and product development; enable small farm wineries to enter into "custom crush" agreements with one another; permit a small farm winery to sell its wine products that are unmarketable as wine to a distiller; allow a small farm winery to produce up to 1,000 gallons of brandy per year; mandate the use of 100% Kentucky products in the production of brandy or its fortified wine products; forbid the offer or sale of brandy as a stand-alone product; exclude brandy and fortified wine production from a small farm winery's wine production limit; authorize sampling and sale of fortified wine products at a small farm winery or off-premises retail site located in wet territory; limit fortified wine samples to two ounces per patron per day; direct a small farm winery to only fortify its wine products with brandy it manufactured; increase the annual production limit for microbreweries from 25,000 barrels to 50,000 barrels; authorize a microbrewery to sell its products by the drink or package at fairs, festivals, and similar events; create a new section of KRS Chapter 244 to forbid any person to possess, sell, offer for sale, or use any powdered or crystalline alcoholic beverage product; amend KRS 244.050 to authorize a quota retail package licensee to provide free and paid samples of distilled spirits or wine; amend KRS 244.085 to allow a person under 21 years of age to remain at a licensed APC premises; amend KRS 244.130 to enable a distiller to provide visitors with free production by-products or free nonalcoholic novelty items; amend KRS 244.240 to permit distillers, rectifiers, wineries, and wholesalers to give discounts in the usual course of business if the same discounts are offered to all licensees of the same license type buying similar quantities; amend KRS 242.022, 242.1242, 242.1244, 243.034, and 243.882 to conform; repeal KRS 243.892.

Current Status: 1/12/2016 - Senate Licensing, Occupations, and Administrative Regulations, (Bill Scheduled for Hearing)

Recent Status: 1/7/2016 - (S) Referred to Committee Senate Licensing, Occupations, and Administrative Regulations

1/6/2016 - Introduced

State Bill Page: <http://www.lrc.ky.gov/record/16RS/SB11.htm>

Week in Review

January 8, 2016

[Special Elections called for March 8 to replace four House members](#)

A special election has been called for March 8 to replace four state House members who have won higher office and others who have been placed within Gov. Matt Bevin's administration.

[Felony Expungement Bill Gathering Support, But Hurdles Remain](#)

This might be the year that Kentucky allows people to clear Class D felony charges from their records. But supporters still have a hurdle or two to clear in the state Senate.

[Stumbo suggests party switchers committed fraud](#)

Kentucky House Speaker Greg Stumbo said the Democratic Party may sue lawmakers who left the party to join the GOP in the weeks since the party took heavy losses in the 2015 general election.

[Senate GOP makes eliminating Common Core education standards a top priority](#)

Senate Republicans unveiled their 13 "priority" bills Wednesday for the 2016 General Assembly, including a measure they highlighted as Senate Bill 1 that would eliminate the controversial Common Core education standards for Kentucky schools.

[Procedural rule battle highlights opening day for House with Democrats a vote shy of constitutional majority](#)

House Democrats, down to a bare 50-member majority, leaned on the Kentucky Constitution rather than put procedural rules up to a vote in the first day of the legislative session on Tuesday.

[Kentucky House Democrats' Top Bill Would Borrow \\$3.3 Billion For Teacher Pensions](#)

State House Democrats will once again try to push through a bill that would allow the state to borrow \$3.3 billion to shore up the ailing teacher pension system, which is short \$24 billion to make future payments.

[Bevin Cuts \\$112.5 Million From Kentucky Transportation Budget](#)

Kentucky highway projects could be delayed because of a \$112.5 million cut to the state Transportation Cabinet budget.

[A breakdown of the GOP Senate's agenda](#)

Senate Republicans on Wednesday unveiled their priority legislation for the 2016 General Assembly. Here's a breakdown of the 13 priority measures along with a link to the actual bills.

[Hoover says historic Monday could be coming for House of Representatives](#)

"Kentucky Tonight" host Bill Goodman apologized to the record crowd of 1,500 at Thursday's annual Kentucky Chamber of Commerce dinner at the Lexington Convention Center as his cell phone rang.

[GOP lawmaker reacts to constituents' health coverage fears](#)

People afraid of losing newly gained health benefits are calling Republican state Rep. Addia Wuchner for help.

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