



Legislative and Regulatory Process

April 21, 2021

Presented by:

**Cabinet for Health and Family Services
Office of Legislative and Regulatory Affairs
Lucie Estill, Executive Staff Advisor
Sarah A. Cooper, Staff Assistant**



Objectives

- Review of the legislative process (how a bill becomes a law)
- How enacted legislation translates into administrative regulations
- Navigation of the Legislative Research Commission (LRC) website

Difference Between a Statute and an Administrative Regulation

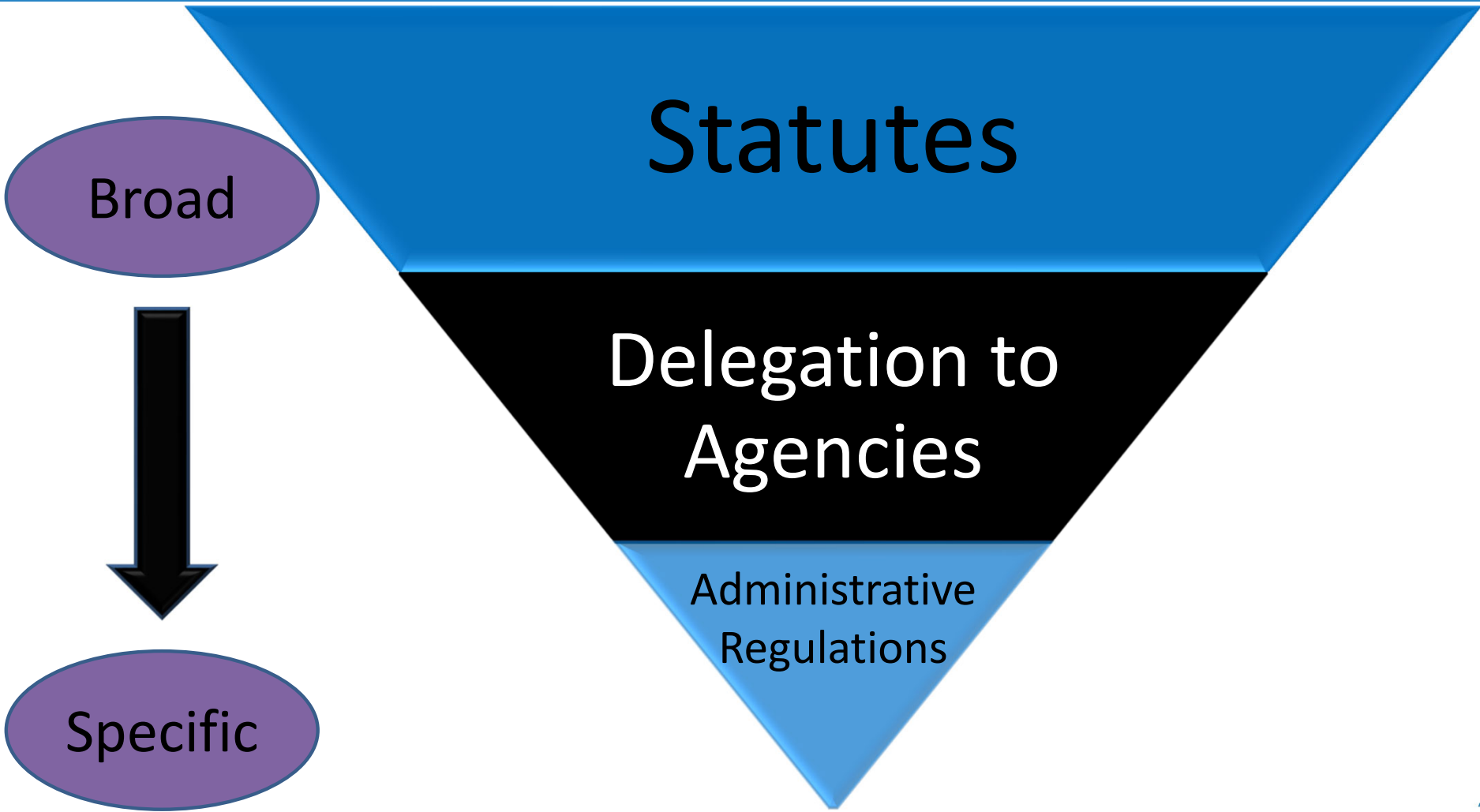
<https://legislature.ky.gov/Pages/index.aspx>

Kentucky Revised Statutes (KRS):

- Current laws passed by the Kentucky General Assembly during a legislative session
- A “bill” is proposed legislation, sponsored by a legislator, that has not yet become law
- Agencies must have statutory authority in order to promulgate administrative regulations

Kentucky Administrative Regulations (KAR):

- Procedures developed (promulgated) by state agencies that implement, interpret, or prescribe law or policy
- Describe organization, procedure, or practice requirements of state agencies
- Multiple types of administrative regulations:
 - Existing
 - New
 - Emergency
 - Amendment
 - Repeal
- Must follow processes in KRS Chapter 13A



Legislative Process

- **Composition of Legislature:**

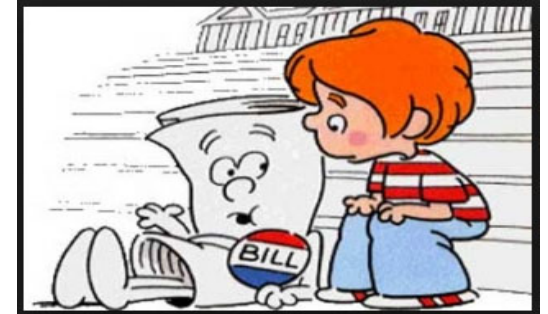
- 100 Representatives
- 38 Senators

- **Committees:**

- There are committees to hear every bill that is filed
- Not all of the bills will be heard in committee
- The main committees that hear bills that CHFS is interested in are:
 - House Health and Family Services
 - Senate Health and Welfare

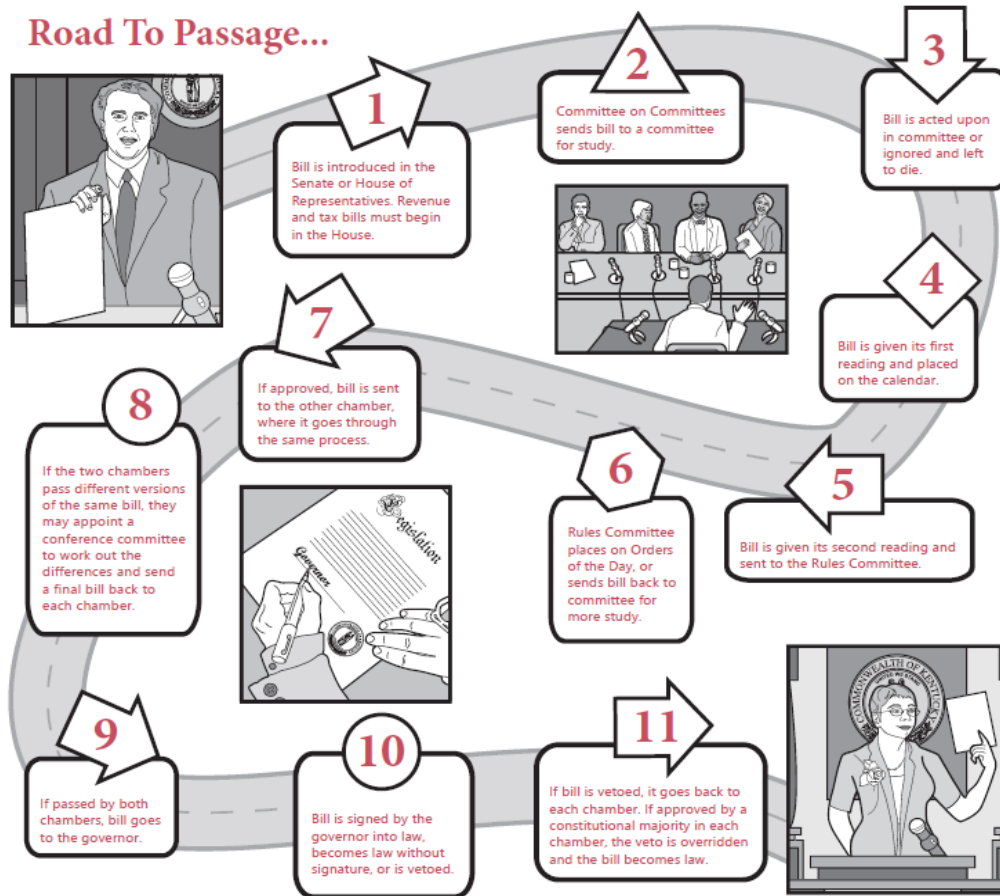
- **Length of Sessions:**

- **Short**=Odd numbered years; 30 days not to extend past March 30; special voting requirements for revenue bills or bills that would require a budget increase
- **Long**=Even numbered years; 60 days not to extend past April 15; the state budget is enacted for the next two years



Legislative Process

Road To Passage...



Glossary

Amendment - A change to an existing bill. Amendments can be as simple as changing a few words or as complex as re-writing the entire bill.

Bill - A written proposal to create or change a law. Most bills can become a law only if two-fifths of the members elected to each chamber vote for it.

Budget - A bill that determines the state's taxes and spending. Budget bills generally begin in the House.

Committee on Committees - A group of legislative leaders that assigns each bill to the appropriate committee for study.

Calendar - A list of bills that have had one reading and are ready for a second reading (to become a law, bills must have three readings).

Constitutional Majority - Half of all the members of a chamber, plus one. A constitutional majority is needed to pass certain types of bills as well as to override a governor's veto.

Floor - Where each chamber meets. The term is also used to refer to each chamber as a whole, such as, "sending a bill to the House floor."

Orders of the Day - A list of bills and resolutions that are ready in each chamber to be debated and/or adopted that day.

Rules Committee - A group of legislative leaders and other members that prepares the Orders of the Day.

Simple Majority - Half of all the votes cast, plus one.

Statute - Another word for a law.

Veto - The governor's rejection of a bill passed by the General Assembly. If each chamber then approves the bill again by a constitutional majority vote, the veto is overridden and the bill becomes law.

Legislative Process

How can I get involved?

Only a state senator or representative can actually sponsor a bill, but anyone can get involved.

Every day, people across Kentucky have ideas about something to make the Commonwealth a better place to live. To change or create a law, you can contact your state senator or representative; to find out more about how a law is implemented, you can contact the state agency that oversees that area.

For more information on the General Assembly, go to LRC's website at legislature.ky.gov.

One of the ways to find out who your legislators are is to visit the LRC website and enter your mailing address or nine-digit zip code.

Keep in touch with the General Assembly all year long!

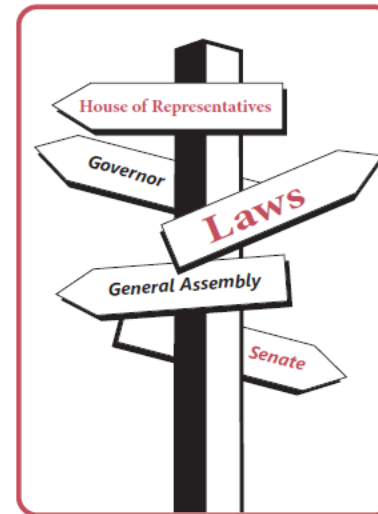
LRC Main Switchboard
1-502-564-8100

To leave a message for your legislator, call
1-800-372-7181

For a current agenda of legislative meetings, call
1-800-633-9650

People with speech or hearing impairments may use the toll-free Kentucky Relay Service at 711.

During legislative sessions, toll-free Bill Status and Spanish-language telephone lines are also available. Check local newspapers or the LRC website for those session-only phone numbers.



The Road To Passage: How A Bill Becomes A Law



Legislative Research Commission

700 Capital Ave., Frankfort, KY 40601
legislature.ky.gov

19.1



Administrative Regulations

- **Ordinary regulation:** not immediately effective; takes 5-10 months to complete the promulgation process
- **Emergency regulation:** temporary; goes into effect immediately upon filing
- **Repealer:** removes or abolishes a regulation from the administrative register

Regulation Promulgation Process

- Currently takes 5-10 months for a regulation to complete the promulgation process once filed by the state agency
 - Regulation is filed with LRC
 - Enters public comment period
 - Public hearing is held (if requested)
 - Amended regulation filed, if changes result from public comments
 - Regulation is reviewed by two separate legislative committees
 - If approved by 2nd committee, the regulation becomes effective

LRC Website Navigation

<https://legislature.ky.gov/Pages/index.aspx>

The screenshot shows the website's navigation structure. At the top is a dark blue header with a navigation menu: Legislators, Committees, Bills, Kentucky Law, Public Services, Legislative Research Commission, and Visitors & Education. Below this is a banner image of the Kentucky State Capitol with a text box that reads: "The Kentucky General Assembly. Welcome to the new website for the Kentucky General Assembly and the Kentucky Legislative Research Commission (LRC)." Underneath the banner is a dark blue bar with four search buttons: "KET Legislative Coverage", "Legislative Calendar", "Bill Watch", and "Who's My Legislator", each with a "Go" button. The main content area features six large, semi-transparent buttons with background images: "Current Bills", "Schedules & Calendars", "Legislators", "Committees", "KRS", and "Public Services". At the bottom is a dark blue footer with the Legislative Research Commission logo on the left and three columns of links: "About" (Contact Us, Career Opportunities, Site Map), "Calendars" (Legislative Calendar, Regular Session Calendar, Interim Calendar, Standing Committee Schedule), and "Miscellaneous" (Kentucky Educational Television, Legislative Ethics Commission, Office of Education Accountability).

Bills of Interest from the 2021 Legislative Session *

- HB 8-Kentucky Employees Retirement System
- SB 2-administrative regulations
- SB 8-exceptions to mandatory immunization requirements

**This list is only a sample of bills that may impact your agencies. To learn about other legislation with impact, you should visit the LRC website and complete a search for pertinent topics.*

QUESTIONS