

## 2023 Regular Session of the Kentucky General Assembly

### *Final Enacted Legislation Related to Postsecondary Education*

#### House Bills

**House Bill 200** (Rep. Fleming) creates the Kentucky Healthcare Workforce Investment Fund to be administered by the Council on Postsecondary Education (CPE).

- Provides that any moneys appropriated to the fund before 2029-2030 shall not lapse.
- Provides that any moneys remaining in 2030 shall be forfeited to the general fund or returned to the grantor.
- Specifies that CPE's administration costs shall not exceed 4% of all gross moneys or \$1,500,000 annually, whichever is less.
- Directs CPE to promulgate regulations by July 1, 2023, and requires that CPE submit draft regulations to the Interim Joint Committee on Education and the Interim Joint Committee on Health, Welfare and Family Services 30 days prior for comment and consideration.
- Requires CPE to reserve at least 65% for eligible healthcare scholarships and establish a process to establish contractual partnerships.
- Requires CPE to reserve up to 35% for healthcare program incentives and establish a process to determine the criteria for issuance.
- Directs CPE to provide a detailed written report on the fund, analysis and recommendations to the Interim Joint Committee on Education, Interim Joint Committee on Health, Welfare and Family Services, and Interim Joint Committee on Budget Review Subcommittee of Postsecondary Education no later than December 1 annually.
- Directs each public postsecondary institution to submit a written report on healthcare program costs to the Interim Joint Committee on Education and Interim Joint Committee on Health, Welfare and Family Services no later than September 1 annually.

An emergency clause is included.

**House Bill 444** (Rep. Petrie) provides clarification on appropriations for state employees and sets a 6% salary increase for state employees effective July 1, 2023. An emergency clause is included.

**House Bill 448** (Rep. Petrie) provides clean-up language related to appropriations made to state agencies and gives CPE carry-forward language to carry out its duties related to Kentucky State University as part of House Bill 250 (2022) and clarifies that the \$1.5m appropriation shall not lapse and can be carried forward into fiscal year 2023-2024. An emergency clause is included.

#### Senate Bills

**Senate Bill 9** (Sen. Carroll) elevates reckless or dangerous acts of hazing to a crime. First-degree hazing would qualify as a Class D felony, while second-degree hazing would be a Class A misdemeanor. Cited as "Lofton's Law".

**Senate Bill 20** (Sen. Mills) prohibits the use or download of TikTok on any state government network or any state government-issued device. The bill clarifies that postsecondary institutions are exempt from this requirement. An emergency clause is included.

**Senate Bill 24** (Sen. Schickel) allows eligible noncertified school graduates to receive KEES awards and establishes the criteria.

**Senate Bill 54** (Sen. Carpenter) allows students to use a Kentucky Educational Excellence Scholarship (KEES) to attend certain proprietary school programs and workforce training programs that are focused on high-demand work sectors or at an eligible college of art and design.

## Senate Resolutions

**Senate Resolution 155** (Sen. Adams) confirms the appointment of Jacob L. Brown to the Council on Postsecondary Education for a term expiring December 31, 2027.

**Senate Resolution 174** (Sen. West) confirms the appointment of Connie Smith to the Council on Postsecondary Education for a term expiring December 31, 2023

**Senate Resolution 203** (Sen. West) confirms the appointment of LaDonna Guinn Rogers to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2028.

**Senate Resolution 204** (Sen. West) confirms the appointment of Meredith Chapman Figg to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2028.

**Senate Resolution 205** (Sen. West) confirms the appointment of Jennifer Sandler Collins to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2028.

**Senate Resolution 214** (Sen. West) confirms the appointment of Clyde B. Atkins to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2028.

**Senate Resolution 215** (Sen. West) confirms the appointment of Faith Lorraine Kemper to the Kentucky Council on Postsecondary Education for a term expiring December 31, 2028.

**Senate Joint Resolution 98** (Sen. Stivers) directs CPE to study the structure of higher education governance in the state, placing a new regional, residential, four-year university in southeastern Kentucky and the allocation of responsibility between the Kentucky Community and Technical College System and regional universities. Requires the findings and recommendations to be reported to the Interim Joint Committee on Economic Development and Workforce Investment and the Interim Joint Committee on Education by December 1, 2023.

*NOTE: The Attorney General has not yet opined on “the effective date of legislation passed by the 2023 Regular Session of the Kentucky General Assembly” except for those containing emergency or delayed effective date provisions.”*