

# Administrative Regulations Notice

## July 2024

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The Department for Public Health has filed the following administrative regulations:

Division of Public Health Protection and Safety

- **902 KAR 10:120.** Kentucky public swimming and bathing facility operations. This administrative regulation is being amended to remove the engineering, personnel, and safety requirements as those have been incorporated into new administrative regulations. The fee structure from 902 KAR 10:121 has been added to this amendment as well. The amendment to this administrative regulation is necessary to address the new requirements from 2024 Ky Acts ch. 116, which creates a new section of KRS Chapter 211 to define class A and B pools and to establish exceptions for when a lifeguard is required to staff these classes of pools.
- **902 KAR 10:122.** Repeal of 902 KAR 10:121 and 902 KAR 10:190. This administrative regulation will repeal 902 KAR 10:121, Plan review, annual permitting, and inspection fees for public swimming and bathing facilities, including splash pads operated by local governments, and 902 KAR 10:190, Splash pads operated by local governments. The requirements of these administrative regulations have been incorporated into other administrative regulations.
- **902 KAR 10:123.** Kentucky public swimming and bathing facilities construction requirements. This is a new administrative regulation that establishes the uniform design and construction standards for public swimming and bathing facilities, including splash pads and spas.
- **902 KAR 10:125.** Kentucky public swimming and bathing facility safety requirements. This new administrative regulation establishes the safety requirements for public swimming and bathing facilities. This new administrative regulation is necessary to ensure all public swimming and bathing facilities operate in a safe and sanitary manner to reduce the incidence of recreational water related illnesses and injuries.
- **902 KAR 10:127.** Kentucky public beach requirements. This new administrative regulation establishes the uniform standards for Kentucky public swimming and bathing beaches.

A link to these administrative regulations will be available on the Legislative Research Commission website at [Title 902 Chapter 10 • Kentucky Administrative Regulations • Legislative Research Commission](#) in the coming weeks.

The department has also filed an amendment to the following administrative regulation:

Division of Maternal and Child Health, Kentucky Early Intervention Program

- **902 KAR 30:200.** Coverage and payment for services. The amendment to this administrative regulation provides a fifteen (15) percent increase in the reimbursement rate for providers, excluding the reimbursement for an intensive level evaluation and group intervention service, adds the requirements for tele-intervention service delivery, establishes that part C funds are the payor of last resort, and makes other technical changes to comply with KRS Chapter 13A.

A link to this administrative regulation will be available on the Legislative Research Commission website at [Title 902 Chapter 30 • Kentucky Administrative Regulations • Legislative Research Commission](#) in the coming weeks.

Anyone wishing to make a public comment on these administrative regulations may do so in the following manner:

**PUBLIC HEARING AND PUBLIC COMMENT PERIOD:**

A public hearing on this administrative regulation shall, if requested, be held on **September 23, 2024**, at 9:00 a.m. using the CHFS Office of Legislative and Regulatory Affairs Zoom meeting room. The Zoom invitation will be emailed to each requestor the week prior to the scheduled hearing. Individuals interested in attending this virtual hearing shall notify this agency in writing by **September 16, 2024**, five (5) workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who attends virtually will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on this proposed administrative regulation until **September 30, 2024**. Send written notification of intent to attend the public hearing or written comments on the proposed administrative regulation to the contact person. Pursuant to KRS 13A.280(8), copies of the statement of consideration and, if applicable, the amended after comments version of the administrative regulation shall be made available upon request.

**CONTACT PERSON:** Krista Quarles, Policy Analyst, Office of Legislative and Regulatory Affairs, 275 East Main Street 5 W-A, Frankfort, KY 40621; Phone: 502-564-7476; Fax: 502-564-7091; CHFSregs@ky.gov.