



KENTUCKY BOARD OF LICENSURE FOR LONG-TERM CARE ADMINISTRATORS

Andy Beshear
Governor

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MEMORANDUM FOR IMMEDIATE RELEASE

TO: All Licensees, Temporary Licensees, and Applicants
FROM: Kentucky Board of Licensure for Long-Term Care Administrators
RE: Executive Orders 2020-215, 2020-243, and 2020-257, and Senate Bill 150
DATE: May 29, 2020

On March 6, 2020, Governor Andy Beshear declared by Executive Order 2020-215 that a State of Emergency of the public health exists in the Commonwealth of Kentucky due to the novel coronavirus (COVID-19). On March 18, 2020, Governor Beshear issued Executive Order 2020-243. This Executive Order encourages all citizens of the Commonwealth to take all feasible measures to engage in appropriate social distancing to prevent the spread of COVID-19, in accordance with guidance from the Center for Disease Control and Prevention and the Kentucky Department of Public Health. Executive Order 2020-243 ordered all boards to take actions necessary to ensure appropriate social distancing and stated that any state statute or regulation that conflicts with the provisions of Executive Order 2020-243 was suspended. On March 25, 2020, Governor Beshear issued Executive Order 2020-257, which required the closure of businesses that are not life sustaining, mandated the institution of social distancing and hygiene practices for businesses that remained open, and mandated teleworking for those business that can accommodate it. All of the Executive Orders, including the Healthy at Work Executive



Orders and the Cabinet for Health and Family Services Orders implementing the new requirements that are now in effect, are available at the Healthy at Work website –

<https://healthyatwork.ky.gov>.

SB 150

On March 26, 2020, the General Assembly enacted Senate Bill 150, which the Governor signed on March 30, 2020. It became effective upon his signature. –The bill can be found at:

<https://apps.legislature.ky.gov/recorddocuments/bill/20RS/sb150/bill.pdf>.

SB 150 allows boards to waive or suspend the fees or administrative obligations required to engage in business regulated by the board during the State of Emergency. The law provides that all current licenses remain in effect during the State of Emergency and all administrative requirements to keep licenses active are stayed for **thirty (30) days** after the State of Emergency is lifted. This includes all fees, fines, renewal applications, and continuing education requirements. SB Bill 150 also allows boards to waive or suspend the fees or administrative obligations required to engage in business regulated by the board during the state of emergency.

Please note that these changes are only in place during the State of Emergency announced in Executive Order 2020-215 and will expire when the State of Emergency has ceased.

The Board has determined that the following Board regulations are affected by Executive Orders 2020-215, 2020-243, and 2020-257, and Senate Bill 150 and issues the following guidance:

201 KAR 6:020 Other Requirements for Licensure

Section 2 (3)(b) requires “an internship, that is at least 1,000 hours in length, which is a part of a degree in long-term care administration or a related field,” if an applicant did not graduate from a NAB accredited program. Because of the difficulty in completing these internships during the

state of emergency, the six (6) months of continuous management experience in a long-term care facility set forth in Section 2 (3)(a) will satisfy the internship requirement for any applicant who could not obtain the internship hours because of the state of emergency. Please note that this change is also only in place during the State of Emergency declared in Executive Order 2020-215 and will expire when the State of Emergency has ceased.

201 KAR 6:070. Continuing Education Requirements. Section 2(1) requires a minimum of thirty (30) continuing education hours during the biennium. Because of the time demands on licensees during the State of Emergency contained in Executive Order 2020-215, all current licensees are excused from obtaining fifteen (15) continuing education hours during any biennium of which 2020 is a part.

HB 29 Temporary Licenses

On April 24, 2020, the Governor signed House Bill 29, which extends the maximum period for a temporary license from six (6) to nine (9) months. This law will take effect on July 15, 2020 and only applies to temporary permits issued after that time. You can find a copy of the bill here - <https://apps.legislature.ky.gov/recorddocuments/bill/20RS/hb29/bill.pdf>.

If you have any questions, please contact the Board Administrator, Christie Kline, at LTCA@ky.gov.

Sincerely,



Kenneth Urlage
Board Chair