

1 AN ACT relating to funding health care services from increased penalties for
2 speeding violations.

3 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

4 ➔Section 1. KRS 189.010 is amended to read as follows:

5 As used in this chapter:

6 (1) "Department" means the Department of Highways;

7 (2) "Crosswalk" means:

8 (a) That part of a roadway at an intersection within the connections of the lateral
9 lines of the sidewalks on opposite sides of the highway measured from the
10 curbs or in the absence of curbs, from the edges of the traversable roadway; or

11 (b) Any portion of a roadway at an intersection or elsewhere distinctly indicated
12 for pedestrian crossing by lines or other markings on the surface;

13 (3) "Highway" means any public road, street, avenue, alley or boulevard, bridge,
14 viaduct, or trestle and the approaches to them and includes private residential roads
15 and parking lots covered by an agreement under KRS 61.362, off-street parking
16 facilities offered for public use, whether publicly or privately owned, except for-
17 hire parking facilities listed in KRS 189.700;

18 (4) "Intersection" means:

19 (a) The area embraced within the prolongation or connection of the lateral curb
20 lines, or, if none, then the lateral boundary lines of the roadways of two (2)
21 highways which join one another, but do not necessarily continue, at
22 approximately right angles, or the area within which vehicles traveling upon
23 different highways joining at any other angle may come into conflict; or

24 (b) Where a highway includes two (2) roadways thirty (30) feet or more apart,
25 then every crossing of each roadway of such divided highway by an
26 intersecting highway shall be regarded as a separate intersection. If the
27 intersecting highway also includes two (2) roadways thirty (30) feet or more

- 1 apart, every crossing of two (2) roadways of the highways shall be regarded as
2 a separate intersection. The junction of a private alley with a public street or
3 highway shall not constitute an intersection;
- 4 (5) "Manufactured home" has the same meaning as defined in KRS 186.650;
- 5 (6) "Motor truck" means any motor-propelled vehicle designed for carrying freight or
6 merchandise. It shall not include self-propelled vehicles designed primarily for
7 passenger transportation but equipped with frames, racks, or bodies having a load
8 capacity of not exceeding one thousand (1,000) pounds;
- 9 (7) "Operator" means the person in actual physical control of a vehicle;
- 10 (8) "Pedestrian" means any person afoot or in a wheelchair;
- 11 (9) "Right-of-way" means the right of one (1) vehicle or pedestrian to proceed in a
12 lawful manner in preference to another vehicle or pedestrian approaching under
13 such circumstances of direction, speed, and proximity as to give rise to danger of
14 collision unless one grants precedence to the other;
- 15 (10) "Roadway" means that portion of a highway improved, designed, or ordinarily used
16 for vehicular travel, exclusive of the berm or shoulder. If a highway includes two
17 (2) or more separate roadways, the term "roadway" as used herein shall refer to any
18 roadway separately but not to all such roadways collectively;
- 19 (11) "Safety zone" means the area or space officially set apart within a roadway for the
20 exclusive use of pedestrians and which is protected or is so marked or indicated by
21 adequate signs as to be plainly visible at all times while set apart as a safety zone;
- 22 (12) "Semitrailer" means a vehicle designed to be attached to, and having its front end
23 supported by, a motor truck or truck tractor, intended for the carrying of freight or
24 merchandise and having a load capacity of over one thousand (1,000) pounds;
- 25 (13) "Truck tractor" means any motor-propelled vehicle designed to draw and to support
26 the front end of a semitrailer. The semitrailer and the truck tractor shall be
27 considered to be one (1) unit;

- 1 (14) "Sharp curve" means a curve of not less than thirty (30) degrees;
- 2 (15) "State Police" includes any agency for the enforcement of the highway laws
3 established pursuant to law;
- 4 (16) "Steep grade" means a grade exceeding seven percent (7%);
- 5 (17) "Trailer" means any vehicle designed to be drawn by a motor truck or truck-tractor,
6 but supported wholly upon its own wheels, intended for the carriage of freight or
7 merchandise and having a load capacity of over one thousand (1,000) pounds;
- 8 (18) "Unobstructed highway" means a straight, level, first-class road upon which no
9 other vehicle is passing or attempting to pass and upon which no other vehicle or
10 pedestrian is approaching in the opposite direction, closer than three hundred (300)
11 yards;
- 12 (19) (a) "Vehicle" includes:
- 13 1. All agencies for the transportation of persons or property over or upon
14 the public highways of the Commonwealth; and
- 15 2. All vehicles passing over or upon the highways.
- 16 (b) "Motor vehicle" includes all vehicles, as defined in paragraph (a) of this
17 subsection, except:
- 18 1. Road rollers;
- 19 2. Road graders;
- 20 3. Farm tractors;
- 21 4. Vehicles on which power shovels are mounted;
- 22 5. Construction equipment customarily used only on the site of
23 construction and which is not practical for the transportation of persons
24 or property upon the highways;
- 25 6. Vehicles that travel exclusively upon rails;
- 26 7. Vehicles propelled by electric power obtained from overhead wires
27 while being operated within any municipality or where the vehicles do

1 not travel more than five (5) miles beyond the city limits of any
2 municipality;

3 8. Vehicles propelled by muscular power; and

4 9. Electric low-speed scooters;

5 (20) "Reflectance" means the ratio of the amount of total light, expressed in a
6 percentage, which is reflected outward by the product or material to the amount of
7 total light falling on the product or material;

8 (21) "Sunscreening material" means a product or material, including film, glazing, and
9 perforated sunscreening, which, when applied to the windshield or windows of a
10 motor vehicle, reduces the effects of the sun with respect to light reflectance or
11 transmittance;

12 (22) "Transmittance" means the ratio of the amount of total light, expressed in a
13 percentage, which is allowed to pass through the product or material, including
14 glazing, to the amount of total light falling on the product or material and the
15 glazing;

16 (23) "Window" means any device designed for exterior viewing from a motor vehicle,
17 except the windshield, any roof-mounted viewing device, and any viewing device
18 having less than one hundred fifty (150) square inches in area;

19 (24) "All-terrain vehicle" means any motor vehicle used for recreational off-road use;

20 (25) "Nondivisible load," as pertains to state highways that are not part of the national
21 truck network established pursuant to 23 C.F.R. pt. 658, means a load or vehicle,
22 that if separated into smaller loads or vehicles:

23 (a) Compromises the intended use of the vehicle, making it unable to perform the
24 function for which it was intended;

25 (b) Destroys the value of the load or vehicle, making it unusable for its intended
26 purpose; or

27 (c) Requires more than four (4) work hours to dismantle and reassemble using

1 appropriate equipment;

2 (26) "Electric low-speed scooter" means a device that:

3 (a) Weighs less than one hundred (100) pounds;

4 (b) Is equipped with wheels;

5 (c) Is equipped with handlebars;

6 (d) Is equipped with a brake adequate enough to stop and park the device;

7 (e) Is designed to be stood or sat upon;

8 (f) Is propelled by an electric motor, human power, or both; and

9 (g) Is designed to operate at a maximum speed of twenty (20) miles per hour, on a
10 paved level surface, with or without human propulsion;~~and~~

11 (27) "Highway work zone" means that portion of a highway and the affected area
12 adjacent to a lane, berm, or shoulder, including a sidewalk, upon which
13 construction, reconstruction, resurfacing, maintenance, inspection, or other work of
14 that nature is being conducted by a government agency, private contractor, or utility
15 company; and

16 **(28) "Super speeder" means any driver who has been convicted of violating KRS**
17 **189.390 by driving at a speed of more than twenty-five (25) miles per hour in**
18 **excess of the posted speed on any highway that is part of the state primary road**
19 **system identified in KRS 177.020.**

20 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 189 IS CREATED TO
21 READ AS FOLLOWS:

22 **(1) In addition to the fines assessed for speeding under Section 4 of this Act, a fine of**
23 **two hundred dollars (\$200) shall be assessed at the time of sentencing to any**
24 **person convicted as a super speeder.**

25 **(2) Fines collected under this section shall be paid into the State Treasury and**
26 **allocated as follows:**

27 **(a) Forty percent (40%) shall be transferred into the Kentucky trauma care**

1 system fund established in Section 6 of this Act;

2 (b) Twenty percent (20%) shall be transferred into the Bentley rural hospital
3 preservation fund established in Section 7 of this Act;

4 (c) Thirty percent (30%) shall be transferred into the emergency medical
5 services education grant fund established in Section 3 of this Act. If the
6 Kentucky Board of Emergency Medical Services ceases all components of
7 the Emergency Medical Services Education Grant Program established in
8 Section 3 of this Act, the fines identified in this paragraph shall be
9 transferred into the Bentley rural hospital preservation fund established in
10 Section 7 of this Act; and

11 (d) Ten percent (10%) shall be transferred into the school AED fund
12 established in Section 8 of this Act.

13 (3) Once every four (4) years, the Interim Joint Committee on Appropriations and
14 Revenue Budget Review Subcommittee on Health and Family Services shall
15 review the allocation percentages set forth in subsection (3) of this section to
16 assess the current needs of the various funds receiving allocations.

17 ➔Section 3. KRS 311A.024 is amended to read as follows:

18 (1) There is hereby established an Emergency Medical Services Education Grant
19 Program overseen by the board to increase the number of persons seeking
20 paramedic initial certification, provide more facilities for certification, and
21 encourage persons to be employed by Class I ground ambulance providers located
22 in Kentucky. The program shall consist of three (3) components:

23 (a) Student tuition support;

24 (b) Agency support; and

25 (c) Emergency medical services training or educational institution support.

26 (2) The student tuition support component shall be used for the training and education
27 of individuals seeking initial paramedic certification under this chapter who are

1 employed by a Class I ground ambulance provider. The tuition support shall be paid
2 periodically to the emergency medical services training or education institution in
3 which the person is enrolled seeking paramedic certification. The board shall, at a
4 minimum, promulgate administrative regulations on the following aspects of this
5 component:

6 (a) Time limits for the individual seeking initial paramedic certification to
7 complete certification and begin or continue service with a Class I ground
8 ambulance provider;

9 (b) Minimum service length requirements that may be imposed by the board, by
10 contract, or both, on the individual seeking initial paramedic certification;

11 (c) Uses of the funds, including but not limited to a prohibition against spending
12 funds on prerequisite courses not included in the core course content of the
13 paramedic certification program;

14 (d) Providing priority consideration for geographic areas that are underserved in
15 terms of paramedic coverage, including those with lower populations and
16 higher emergency medical response times, and for agencies that do not meet
17 national standards of minimum staffing levels or response times for the
18 dispatch of emergency medical care; and

19 (e) Any other aspect necessary to implement the student tuition support
20 component.

21 (3) The agency support component shall be used to reimburse Class I ground
22 ambulance providers the wages paid to an employee while the employee seeks
23 initial paramedic certification. The board shall, at a minimum, promulgate
24 administrative regulations on the following aspects of this component:

25 (a) Maximum reimbursement for each employee of a Class I ground ambulance
26 provider seeking initial paramedic certification;

27 (b) Maximum number of employees eligible for wage reimbursement within each

1 Class I ground ambulance provider; and

2 (c) Any other aspect necessary to implement the agency support component.

3 (4) The emergency medical services training or educational institution support
4 component shall be used to provide funding to existing and start-up emergency
5 medical service training and educational institutes that are certified or seeking
6 certification by the board and that offer or will offer initial education courses for
7 emergency medical technician, advanced emergency medical technician, and
8 paramedic programs. The board shall, at a minimum, promulgate administrative
9 regulations on the following aspects of this component:

10 (a) Grant ceilings per applicant;

11 (b) Applicant qualification priorities, including but not limited to those that are
12 nonprofit entities operating under KRS Chapter 273 and those that are serving
13 or plan to serve areas in need of improved emergency medical service
14 coverage;

15 (c) Time limits for commencing the classes or programs for which the grant was
16 sought;

17 (d) 1. Eligible costs, which shall include but not be limited to:

18 a. Computer and computer-related equipment and software;

19 b. Medical and training equipment, such as cardiac monitors,
20 defibrillators, mannequins, and other medical equipment, personal
21 protective gear, and durable emergency medical and trauma
22 education simulation equipment;

23 c. Personnel costs used in directly delivering the education program;
24 and

25 d. Services used in operating the program; and

26 2. Ineligible costs, which shall include but not be limited to:

27 a. Real property purchases or improvements;

- 1 b. Building construction, renovation, or maintenance;
- 2 c. Personnel costs not directly related to delivering the education
- 3 program, such as that related to educator training, including travel
- 4 and meals, and perquisites that are part of a compensation
- 5 package;
- 6 d. Lobbying; and
- 7 e. Uniforms and clothing; and
- 8 (e) Any other aspect necessary to implement the emergency medical services
- 9 training or educational institution support component.
- 10 (5) (a) There is established in the State Treasury a trust and agency account to be
- 11 known as the emergency medical services education grant fund.
- 12 (b) The fund shall be administered by the Kentucky Board of Emergency Medical
- 13 Services.
- 14 (c) The fund shall consist of state appropriations, contributions, donations,~~[-and]~~
- 15 gifts, and moneys allocated under Section 2 of this Act.
- 16 (d) Amounts deposited in the fund shall be used for the purposes outlined under
- 17 this section and for no other purpose.
- 18 (e) Notwithstanding KRS 45.229, fund amounts not expended at the close of a
- 19 fiscal year shall not lapse but shall remain in the fund.}
- 20 ~~(f) Moneys deposited in the fund are hereby appropriated for the purposes set~~
- 21 ~~forth in this section.}~~
- 22 (6) The board shall administer the Emergency Medical Services Education Grant
- 23 Program. The board may cease any or all components of the program once the
- 24 desired goals have been achieved in the judgement of the board. The board shall
- 25 provide staffing for the program and may use moneys in the emergency medical
- 26 services education grant fund to do so. Staffing and administrative costs shall not
- 27 exceed five percent (5%) of the fund amount. The board may promulgate any

administrative regulations necessary, in addition to those listed in subsections (2) to (4) of this section, for its implementation and operation.

➔Section 4. KRS 189.394 is amended to read as follows:

(1) The fines for speeding in violation of KRS 189.390 shall be:

Mph.	Prima Facie or Maximum Speed												
Over													
Limit	15	20	25	30	35	40	45	50	55	60	65	70	
Fine													
1	16	21	26	31	36	41	46	51	56	61	66	71	\$1
2	17	22	27	32	37	42	47	52	57	62	67	72	2
3	18	23	28	33	38	43	48	53	58	63	68	73	3
4	19	24	29	34	39	44	49	54	59	64	69	74	4
5	20	25	30	35	40	45	50	55	60	65	70	75	5
6	21	26	31	36	41	46	51	56	61	66	71	76	16
7	22	27	32	37	42	47	52	57	62	67	72	77	17
8	23	28	33	38	43	48	53	58	63	68	73	78	18
9	24	29	34	39	44	49	54	59	64	69	74	79	19
10	25	30	35	40	45	50	55	60	65	70	75	80	20
11	26	31	36	41	46	51	56	61	66	71	76	81	22
12	27	32	37	42	47	52	57	62	67	72	77	82	24
13	28	33	38	43	48	53	58	63	68	73	78	83	26
14	29	34	39	44	49	54	59	64	69	74	79	84	28
15	30	35	40	45	50	55	60	65	70	75	80	85	30
16	31	36	41	46	51	56	61	66	71	76	81		32
17	32	37	42	47	52	57	62	67	72	77	82		34
18	33	38	43	48	53	58	63	68	73	78	83		36
19	34	39	44	49	54	59	64	69	74	79	84		38
20	35	40	45	50	55	60	65	70	75	80	85		40
21	36	41	46	51	56	61	66	71					43
22	37	42	47	52	57	62	67	72					46
23	38	43	48	53	58	63	68	73					49
24	39	44	49	54	59	64	69	74					52
25	40	45	50	55	60	65	70	75					55

(2) For speeding in excess of the speeds shown on the specific fine schedule, the fine shall be not less than sixty dollars (\$60) nor more than one hundred dollars (\$100).

(3) For any violation shown on the chart for which a specific fine is prescribed, the defendant may elect to pay the fine and court costs to the circuit clerk before the

1 date of his or her trial or to be tried in the normal manner. Payment of the fine and
2 court costs to the clerk shall be considered as a plea of guilty for all purposes.

3 (4) If the offense charged shows a speed in excess of the speeds shown on the specific
4 fine schedule, the defendant shall appear for trial and may not pay the fine to the
5 clerk before the trial date.

6 (5) If the offense occurred in an area near a school where flasher lights have been
7 installed and are flashing, and a speed limit has been set pursuant to KRS 189.336,
8 the fine established by subsection (1) or (2) of this section shall be doubled.

9 **(6) In addition to the fines set forth in this section, any person convicted as a super**
10 **speeder shall also be subject to the imposition of fines pursuant to Section 2 of**
11 **this Act.**

12 ➔Section 5. KRS 186.440 is amended to read as follows:

13 An operator's license shall not be granted to:

14 (1) Any person who is not a resident of Kentucky;

15 (2) Any person under the age of sixteen (16);

16 (3) Any person under the age of eighteen (18) who holds a valid Kentucky instruction
17 permit issued pursuant to KRS 186.450, but who has not graduated from high
18 school or who is not enrolled and successfully participating in school or who is not
19 being schooled at home, except those persons who satisfy the District Court of
20 appropriate venue pursuant to KRS 159.051(3) that revocation of their license
21 would create an undue hardship. Persons under the age of eighteen (18) shall
22 present proof of complying with the requirements of KRS 159.051;

23 (4) Any person whose operator's license has been suspended, during the period of
24 suspension, subject to the limitations of KRS 186.442;

25 (5) Any person whose operator's license has been revoked, nor to any nonresident
26 whose privilege of exemption under KRS 186.430 has been refused or
27 discontinued, until the expiration of the period for which the license was revoked,

- 1 or for which the privilege was refused or discontinued;
- 2 (6) Any applicant adjudged incompetent by judicial decree;
- 3 (7) Any person who in the opinion of the Department of Kentucky State Police, after
4 examination, is unable to exercise reasonable and ordinary control over a motor
5 vehicle upon the highways;
- 6 (8) Any person who is unable to understand highway warnings or direction signs in the
7 English language;
- 8 (9) Any person required by KRS 186.480 to take an examination who has not
9 successfully passed the examination;
- 10 (10) Any person required by KRS Chapter 187 to deposit proof of financial
11 responsibility, who has not deposited that proof;
- 12 (11) Any person who has not filed a correct and complete application attested to in the
13 presence of a person authorized to administer oaths;
- 14 (12) Any person who cannot meet the requirements set forth in KRS 186.411(1) or (3);
15 ~~for~~
- 16 (13) Any person whose operator's license has been suspended or revoked under the
17 provisions of KRS Chapter 186, 187, or 189A who has not paid the reinstatement
18 fee required under KRS 186.531; or
- 19 **(14) Any super speeder, as defined in Section 1 of this Act, who has not satisfied the**
20 **payment of any fines assessed under Section 2 of this Act and the reinstatement**
21 **fee under KRS 186.531.**
- 22 ➔Section 6. KRS 211.496 is amended to read as follows:
- 23 (1) The Kentucky trauma care system fund is created as a restricted account that shall
24 consist of state general fund appropriations and other grants, contributions,
25 donations, **moneys allocated under Section 2 of this Act,** or other moneys made
26 available for the purposes of KRS 211.490 to 211.496~~. Moneys in the fund are~~
27 ~~hereby appropriated for the purposes set forth in KRS 211.490 to 211.496].~~

- 1 (2) Amounts deposited into the trauma care system fund shall be used in the following
2 order of prioritization~~[used to support]~~:
- 3 (a) ~~[Administrative costs of the Department for Public Health, the statewide~~
4 ~~trauma care director, and the advisory committee that relate to the statewide~~
5 ~~trauma care system, including public awareness and information efforts;~~
- 6 ~~(b)—~~The implementation of the statewide trauma care system, including trauma
7 registries and data banks at the state and designated trauma hospital levels;
- 8 ~~(b)(c)]~~ Expenses related to hospital trauma center verification;
- 9 (c) Administrative costs of the Department for Public Health, the statewide
10 trauma care director, and the advisory committee that relates to the
11 statewide trauma care system, including funding for trauma coordinators,
12 education, scholarships, public awareness, and information efforts;
- 13 (d) Continuing education and support for trauma care providers, including
14 Kentucky licensed emergency ambulance services assisting with a response
15 and interfacility transfers;~~[and]~~
- 16 (e) Support for uncompensated care provided by hospitals, physicians, emergency
17 medical services, or other trauma care providers who provide services in a
18 verified trauma center to uninsured trauma patients, including transport and
19 transfer costs not covered by other payers. Verified trauma centers shall have
20 the authority to contract with state government for receipt of funds under this
21 paragraph; and
- 22 (f) Payments to designated trauma hospitals to specifically assist with physician
23 employment costs.
- 24 (3) Notwithstanding KRS 45.229, any moneys remaining in the fund at the close of a
25 fiscal year shall not lapse but shall be carried forward into the~~[succeeding]~~ next
26 fiscal year~~[to be used for the purposes set forth in KRS 211.490 to 211.496]~~.
- 27 (4) Any interest earned on moneys in the account shall accrue to the fund and shall be

1 used for the purposes set forth in KRS 211.490 to 211.496.

2 ➔Section 7. KRS 154.20-190 is amended to read as follows:

3 (1) As used in this section:

4 (a) "Authority" means the Kentucky Economic Development Finance Authority;

5 (b) "Qualifying former hospital" means a hospital facility:

6 1. At a location that closed within thirty-six (36) months prior to an
7 application for a loan; and

8 2. For which the former owner or new owner has obtained a certificate of
9 need to open a new hospital or other health facility as defined in KRS
10 216B.015 that provides inpatient care at the closed location; and

11 (c) "Rural hospital" means any hospital or qualifying former hospital located
12 within a county of the Commonwealth having a population of less than fifty
13 thousand (50,000) according to the most recent annual estimates of the
14 resident population issued by the United States Census Bureau.

15 (2) (a) The Bentley rural hospital preservation~~operations and facilities revolving~~
16 ~~loan~~ fund is established. The authority shall provide loans to a rural hospital
17 not to exceed ten percent (10%) of the fund's balance at the beginning of a
18 fiscal year for any project within a rural hospital~~one million dollars~~
19 ~~(\$1,000,000) for any project within a rural hospital and shall not exceed more~~
20 ~~than two million dollars (\$2,000,000) every five (5) years~~.

21 (b) In using moneys allocated to the fund under Section 2 of this Act, the
22 authority shall give priority to providing loans to hospitals to provide
23 services in counties that do not currently have a rural hospital.

24 (c) Any loan issued by the authority shall not exceed a twenty (20) year term and
25 shall be utilized by the Cabinet for Economic Development to assist a rural
26 hospital in providing needed direct health care services for the citizens of the
27 Commonwealth by:

- 1 1. Maintaining or upgrading the hospital's facilities;
- 2 2. Maintaining or increasing the current staff of the rural hospital;
- 3 3. Reopening a qualifying former hospital;~~{-or}~~
- 4 4. Providing health care services that are not currently available to citizens;

5 or

6 5. *Converting a rural hospital to rural emergency hospital status.*

7 ~~(d){(e)}~~ The authority shall consider a group with multiple locations eligible
8 under this section as if each separate location is a separate entity for purposes
9 of determining eligibility and applicable loan limits.

10 (3) The Cabinet for Economic Development shall:

11 (a) Determine the terms and conditions of each loan, including the repayment to
12 be deposited back in the revolving loan fund for issuance of future loans to
13 other rural hospitals;

14 (b) Monitor the performance of the rural hospital; and

15 (c) By November 1 of each year~~{, 2023, and by each November 1 thereafter}~~,
16 report to the Interim Joint Committee on Appropriations and Revenue
17 information about each outstanding loan issued, including:

- 18 1. The name and location of the rural hospital;
- 19 2. The amount of principal originally loaned;
- 20 3. The terms of the loan and whether the rural hospital is currently meeting
21 those terms; and
- 22 4. How the rural hospital used the loan related to facilities, staff, or
23 additional services.

24 (4) (a) The fund created in subsection (2) of this section shall be a trust and agency
25 account.

26 (b) The Cabinet for Economic Development shall administer the fund.

27 (c) The fund shall consist of appropriations, contributions, donations, gifts,~~{-or}~~

1 federal funds, and moneys transferred to the fund under Section 2 of this
2 Act.

3 (d) Notwithstanding KRS 45.229, fund amounts not expended~~[any moneys~~
4 ~~remaining in the fund]~~ at the close of a~~[the]~~ fiscal year shall not lapse but
5 shall be carried forward into the next~~[succeeding]~~ fiscal year.

6 (e) Any interest earnings of the fund shall become a part of the fund and shall not
7 lapse.~~[~~

8 ~~(f) Moneys deposited in the fund are hereby appropriated for the sole purpose of~~
9 ~~providing loans to rural hospitals.]~~

10 ➔Section 8. KRS 158.1622 is amended to read as follows:

11 (1) There is hereby established in the State Treasury~~[created]~~ a trust and agency
12 account to be known as the school AED fund to be administered by the Cabinet for
13 Health and Family Services, in collaboration with the Department of Education.
14 Amounts deposited in the fund shall be used for the purpose of awarding needs-
15 based grants to public schools for:

16 (a) The purchase and maintenance of portable automated external defibrillators
17 and other medical devices used to diagnose, prevent, or treat a medical
18 condition that is harmful to student athletes; and

19 (b) The provision of cardiopulmonary resuscitation training.

20 (2) The school AED fund shall consist of any:

21 (a) Appropriations designated for the fund;

22 (b) Funds, grants, and receipts from fundraising activities on behalf of the fund;
23 ~~[and]~~

24 (c) Moneys allocated under Section 2 of this Act; and

25 (d) Other moneys made available for the purposes of the fund.

26 (3) Notwithstanding KRS 45.229, fund amounts not expended at the close of a fiscal
27 year shall not lapse but shall be carried forward into the next fiscal year.

1 (4) Any interest earnings of the fund shall become a part of the fund and shall not
2 lapse.

3 (5) ~~[Moneys deposited in the fund are hereby appropriated for the purposes set forth in~~
4 ~~this section and shall not be appropriated or transferred by the General Assembly~~
5 ~~for any other purposes.~~

6 ~~(6)~~ Nothing in this section shall be interpreted to restrict the ability of a school or
7 school district to accept direct private donations for the purchase or maintenance of
8 an automated external defibrillator or other medical device used to diagnose,
9 prevent, or treat a medical condition that is harmful to student athletes.

10 ➔Section 9. This Act takes effect January 1, 2026.