

1 AN ACT relating to defining residential care facility for persons with disabilities.

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

3 ➔Section 1. KRS 100.982 is amended to read as follows:

4 As used in KRS 100.982 to 100.984, unless the context otherwise requires:

- 5 (1) "Person with a disability" means a person with a physical, emotional, or ***behavioral***  
6 ***health disability including but not limited to mental illness, substance use***  
7 ***disorder.***~~mental disability, including, but not limited to, an~~ intellectual disability,  
8 cerebral palsy, epilepsy, autism, deafness or hard of hearing, sight impairments, and  
9 orthopedic impairments~~but not including convicted felons or misdemeanants on~~  
10 ~~probation or parole or receiving supervision or rehabilitation services as a result of~~  
11 ~~their prior conviction, or mentally ill persons who have pled guilty but mentally ill~~  
12 ~~to a crime or not guilty by reason of insanity to a crime. "Person with a disability"~~  
13 ~~does not include persons with current, illegal use of alcohol or any controlled~~  
14 ~~substance as regulated under KRS Chapter 218A].~~
- 15 (2) "Residential care facility" means a residence operated and maintained by a  
16 sponsoring private or governmental agency to provide services in a homelike setting  
17 for persons with disabilities.
- 18 (3) "Services" means~~[,]~~ but is not limited to~~[,]~~ supervision, shelter, protection,  
19 rehabilitation, personal development, and attendant care.