

## Examples of Letters

### 1. Request for Technical Amendment {[KRS 13A.040\(10\)](#), [13A.312\(2\)](#) and [\(3\)](#)}

John J. Michaels  
Governor



David R. Johnson  
Secretary

Commonwealth of Kentucky  
Amphibian Protection Cabinet  
Department of Frogs  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

May 10, 2017

Ms. Emily Caudill, Regulations Compiler  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, Kentucky 40601

Dear Regulations Compiler:

Executive Order 129-1968 reorganized the Amphibian Protection Cabinet, Department of Frogs, Division of Large Frogs, and renamed the division as the Division of Bullfrogs. Pursuant to KRS 13A.040(10) and 13A.312(2), the division would like to request that the Regulations Compiler make the following technical change to 312 KAR 89:720:

Section 2.

After "Division of", insert "Bullfrogs".  
Delete "Large Frogs".

Sincerely,

*Luke Montgomery*

Luke Montgomery, Frog Tech III  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

**2. Request for Recodification** {[KRS 13A.040\(10\)](#), [13A.312\(2\)](#) and [\(3\)](#)}

John J. Michaels  
Governor



David R. Johnson  
Secretary

**Commonwealth of Kentucky**  
**Amphibian Protection Cabinet**  
**Department of Frogs**  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

September 8, 2017

Ms. Emily Caudill, Regulations Compiler  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, Kentucky 40601

Dear Regulations Compiler:

As a result of Executive Order 129-1968 reorganizing the Amphibian Protection Cabinet, the Division of Bullfrogs respectfully requests the recodification of 312 KAR 89:720 to 331 KAR 89:720. Additionally, there are two cross-references that need to be updated to reflect this change. In 340 KAR 1:010 Sections 1(8) and 12, please change "312" to "331".

Sincerely,

*Luke Montgomery*

Luke Montgomery, Frog Tech III  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

**3. Notification of a Cancelled Public Hearing** { [KRS 13A.270\(7\)\(a\)](#) }

John J. Michaels  
Governor



David R. Johnson  
Secretary

**Commonwealth of Kentucky**  
**Amphibian Protection Cabinet**  
**Department of Frogs**  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

July 18, 2017

Ms. Emily Caudill, Regulations Compiler  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, Kentucky 40601

Dear Regulations Compiler:

There were no requests to attend the public hearing for 312 KAR 89:720 that was scheduled for July 24, 2017; therefore, the hearing was cancelled.

Sincerely,

*Luke Montgomery*

Luke Montgomery, Frog Tech III  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

**4. Notification of a Hearing Held {[KRS 13A.270\(8\)\(a\)](#)}**

John J. Michaels  
Governor



David R. Johnson  
Secretary

**Commonwealth of Kentucky**  
**Amphibian Protection Cabinet**  
**Department of Frogs**  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

July 18, 2017

Ms. Emily Caudill, Regulations Compiler  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, Kentucky 40601

Dear Regulations Compiler:

The public hearing on 312 KAR 89:720, scheduled for July 24, 2017, was held and comments were received at the hearing; therefore, a Statement of Consideration or an extension request will be filed with the Regulations Compiler on or before noon, August 15, 2017.

Sincerely,

*Luke Montgomery*

Luke Montgomery, Frog Tech III  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

**5. Notification that No Public Comments were Received {[KRS 13A.270\(7\)\(b\)](#)}**

John J. Michaels  
Governor



David R. Johnson  
Secretary

**Commonwealth of Kentucky**  
**Amphibian Protection Cabinet**  
**Department of Frogs**  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

August 1, 2017

Ms. Emily Caudill, Regulations Compiler  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, Kentucky 40601

Dear Regulations Compiler:

No public comments were received for 312 KAR 89:720 during the public comment period ending July 31, 2017. The public hearing was also cancelled; therefore, a Statement of Consideration will not be filed.

Sincerely,

*Luke Montgomery*

Luke Montgomery, Frog Tech III  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

**6. Notification that Comments were Received {[KRS 13A.270\(8\)\(b\)](#)}**

John J. Michaels  
Governor



David R. Johnson  
Secretary

**Commonwealth of Kentucky**  
**Amphibian Protection Cabinet**  
**Department of Frogs**  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

August 1, 2017

Ms. Emily Caudill, Regulations Compiler  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, Kentucky 40601

Dear Regulations Compiler:

Written comments were received during the public comment period for 312 KAR 89:720; therefore, a Statement of Consideration will be filed on or before noon August 15, 2017, unless an extension is requested.

Sincerely,

*Luke Montgomery*

Luke Montgomery, Frog Tech III  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

**7. Statement of Consideration Extension Request {[KRS 13A.280\(2\)\(b\)](#)}**

John J. Michaels  
Governor



David R. Johnson  
Secretary

**Commonwealth of Kentucky**  
**Amphibian Protection Cabinet**  
**Department of Frogs**  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

August 1, 2017

Ms. Emily Caudill, Regulations Compiler  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, Kentucky 40601

Dear Regulations Compiler:

Significant comments were received during the public comment period regarding the proposed amendment to 312 KAR 89:720; therefore, pursuant to KRS 13A.280(2)(b), the division respectfully requests a one-month extension for filing the Statement of Consideration. The Statement of Consideration will be filed with the Regulations Compiler on or before noon September 15, 2017.

Sincerely,

*Luke Montgomery*

Luke Montgomery, Frog Tech III  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

**8. Request for Deferral {[KRS 13A.300](#)}**

John J. Michaels  
Governor



David R. Johnson  
Secretary

**Commonwealth of Kentucky**  
**Amphibian Protection Cabinet**  
**Department of Frogs**  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

August 4, 2017

Ms. Emily Caudill, Regulations Compiler  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, Kentucky 40601

Dear Regulations Compiler:

The Division of Bullfrogs has received requests from stakeholders to meet and discuss 312 KAR 89:720 before consideration by the ARRS; therefore, the division requests a deferral for this administrative regulation from the August 2017 meeting of the ARRS.

Sincerely,

*Luke Montgomery*

Luke Montgomery, Frog Tech III  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601



## 9. Request for Withdrawal

- The letter shall contain the reasons for withdrawal. {[KRS 13A.310\(4\)\(c\)](#) and [13A.190\(11\)\(b\) & \(12\)\(c\)](#)}
- If an emergency regulation is withdrawn, the ordinary filed with it does NOT expire unless the promulgating body specifies that in the letter. {[KRS 13A.190\(12\)\(b\)](#)}
- If an ordinary administrative regulation is withdrawn, the emergency administrative regulation filed with it shall expire on the date the ordinary administrative regulation is withdrawn. {[KRS 13A.190\(11\)\(a\)](#)}

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Commonwealth of Kentucky  
Amphibian Protection Cabinet  
Department of Frogs  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

August 4, 2017

Ms. Emily Caudill, Regulations Compiler  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, Kentucky 40601

Dear Regulations Compiler:

The Division of Bullfrogs has received requests for substantive changes to 312 KAR 89:720; therefore, the division respectfully requests the withdrawal of the amendment to 312 KAR 89:720 in order to properly address these changes in a future amendment.

Sincerely,

*Luke Montgomery*

Luke Montgomery, Frog Tech III  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

**10. Agency or Suggested Amendment with Accompanying Cover Letter** {[KRS 13A.320\(2\)](#)}

The agency or suggested amendment shall have a cover letter addressed to the Co-chairs. With regard to the amendment itself, the only drafting difference between an agency amendment and a suggested amendment is the heading which shall state either "Agency Amendment" or "Suggested Amendment".

- For an ARRS meeting, file the cover letter and 20 copies of the amendment. (For a different committee, contact the Regulations Compiler's office for the number of copies.)
- Please staple if multiple pages

**Example of a Suggested Amendment on the next page**

John J. Michaels  
Governor



David R. Johnson  
Secretary

**Commonwealth of Kentucky**  
**Amphibian Protection Cabinet**  
**Department of Frogs**  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

August 4, 2017

Ms. Emily Caudill, Regulations Compiler  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, Kentucky 40601

Dear Regulations Compiler:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 312 KAR 89:720, the Division of Bullfrogs proposes the attached {suggested or agency} amendment to 312 KAR 89:720.

Sincerely,

*Luke Montgomery*

Luke Montgomery, Frog Tech III  
Division of Bullfrogs  
200 Lizard Lane  
Frankfort, Kentucky 40601

## Suggested Amendment

### Amphibian Protection Cabinet Department of Frogs Division of Bullfrogs

#### 312 KAR 89:720. Protection of endangered or threatened bullfrogs.

Page 1

#### RELATES TO

Line 6

After "KRS", insert "Subchapters".

Page 1

#### STATUTORY AUTHORITY

Line 7

After "224.46-520", delete ", 40 C.F.R. 270.17".

Page 1

#### NECESSITY, FUNCTION, AND CONFORMITY

Lines 8 - 9

After "CONFORMITY:", insert the following:

KRS 224.46-520 requires the Amphibian Protection Cabinet to promulgate administrative regulations for the protection of species of bullfrogs that are endangered or threatened.

Delete the following:

This administrative regulation implements provisions of KRS 224.46-520.

Line 10

After "facilities that treat, store", insert a comma.

Page 1

#### Section 1(1)

Lines 13 - 14

After "(1)", insert the following:

Specific Part B requirements for the protection of bullfrogs

Delete "The subject matter".

Page 1

#### Section 1(2)

Line 15

After "report required", insert "by".

Delete "under".

Line 16

After "compliance with", delete "401 KAR 38:500 and".

After "KRS 224.40-310", insert "and 401 KAR 38:500".