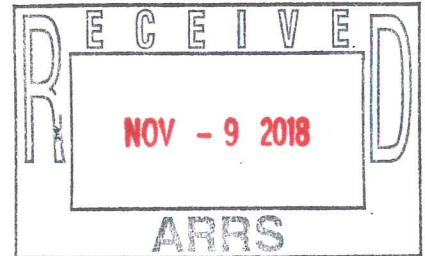




COMMONWEALTH OF KENTUCKY  
**OFFICE OF THE SECRETARY OF STATE**  
ALISON LUNDERGAN GRIMES

November 9, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601



Re: **31 KAR 4:100**. Evaluation of precinct election officers

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 31 KAR 4:100, the State Board of Elections proposes the attached amendment to 31 KAR 4:100.

Sincerely,

A handwritten signature in blue ink that reads "Erica N. Galyon".

Erica N. Galyon, Assistant Secretary of State

Revised: 11/9/2018 1:50 PM

**SUGGESTED AMENDMENT**

**STATE BOARD OF ELECTIONS**

**31 KAR 4:100. Evaluation of precinct election officers.**

**Page 2**

**Section 3**

**Lines 4-5**

After "of the appointment", insert the following:

on SBE 22, List for Appointment of Precinct Election Officers

**Page 2**

**Section 4(1)**

**Line 7**

After "SBE 22,", delete the parenthesis before "February".

After "2007", delete "edition)".



## KENTUCKY REGISTRY OF ELECTION FINANCE

Craig C. Dilger, Chairman  
Terry Naydan, Vice-Chair  
Reid Haire, Member  
Robert D. Mattingly, Member  
Elizabeth G. Weber, Member  
Thomas P. O'Brien, III, Member  
James L. Deckard, Member

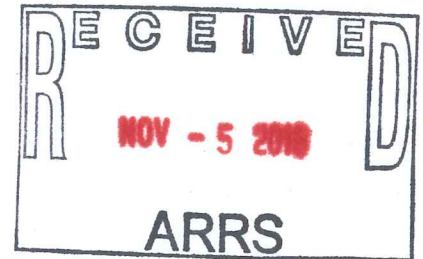
140 Walnut Street  
Frankfort, Kentucky 40601-3240  
Phone: (502) 573-2226  
Fax: (502) 573-5622  
[www.kref.ky.gov](http://www.kref.ky.gov)

**John R. Steffen**  
Executive Director

**Emily Dennis**  
General Counsel

November 5, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601



Re: **32 KAR 1:030** Election finance statement forms; campaign contributions or expenditures in excess of \$3,000.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 32 KAR 1:030, the Kentucky Registry of Election Finance proposes the attached amendment to 32 KAR 1:030.

Sincerely,

Emily Dennis, General Counsel  
Kentucky Registry of Election Finance

Cc: John R. Steffen

10/31/2018

**SUGGESTED AMENDMENT**

**Kentucky Registry of Election Finance**

**32 KAR 1:030. Election finance statement forms; campaign contributions or expenditures in excess of \$3,000.**

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 8**

After "121.120(1)(g)", insert "authorizes".

Delete "grants".

**Line 9**

After "Registry", delete "the power".

**Lines 10-12**

After "Chapter 121.", delete the following:

This administrative regulation specifies the forms to be used by candidates, slates of candidates, contributing organizations, and committees and incorporates those forms by reference.

**Lines 13-14**

After "reports under KRS Chapter 121.", insert the following:

This administrative regulation specifies the forms to be used by candidates, slates of candidates, contributing organizations, and committees, and incorporates those forms by reference.

**Page 2**

**Section 2(1)(a)**

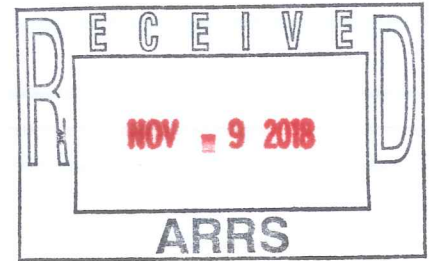
**Line 28**

After ""Candidate/Slate of Candidates", insert "Election Finance Statement".





MIKE HARMON  
AUDITOR OF PUBLIC ACCOUNTS



November 9, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Ms. Emily Caudill, Regulations Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
702 Capitol Avenue  
Frankfort, KY 40601

Re: Auditor of Public Accounts, 45 KAR 1:050

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff regarding the issues raised by 45 KAR 1:050, the Auditor of Public Accounts proposes the attached suggested amendment to 45 KAR 1:050.

Very truly yours,

L. Christopher Hunt  
General Counsel



**Suggested Amendment  
AUDITOR OF PUBLIC ACCOUNTS**

**45 KAR 1:050. Audits of fiscal courts.**

**Page 1**

**Section 2**

**Line 13**

After "Procedures", insert a comma.

**Page 1**

**Section 2(3)**

**Line 19**

After "(3)", delete the opening quotation marks.

After "Guide,", delete the closing quotation marks.

**Line 20**

After "Public Accounts,", insert "July 20".

Delete "September 14".

**Page 3**

**Section 5(3)**

**Line 9**

After "with the", delete the opening quotation marks.

**Line 10**

After "Audit Guide", delete the closing quotation marks.

**Page 3**

**Section 6(1)**

**Line 13**

After "Public Accounts,", insert "July 20".

Delete "September 14".

**MATERIAL INCORPORATED BY REFERENCE:**

The agency will need to bring one clean (1) copy of the title page of the "Fiscal Court Audit Guide" at the time that it files this staff suggested amendment, which adds the version date on the title page of July 20, 2018. This is what matches the Summary of Material Incorporated by Reference Page and disk filed with the administrative regulation. Staff will switch out the title page in the binder of the material incorporated by reference. This just makes it clear the material's edition date.

**NOTE TO COMPILER:** Reviewer staff can switch out the title page that just adds the date for consistency.



Commonwealth of Kentucky  
Finance and Administration Cabinet  
**DEPARTMENT OF REVENUE**

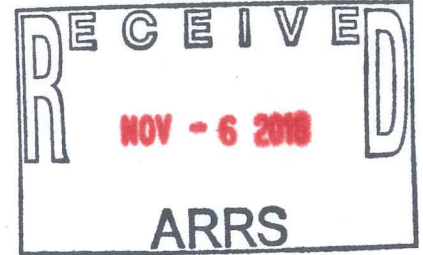
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**Matthew G. Bevin**  
Governor

**William M. Landrum III**  
Secretary

**Daniel P. Bork**  
Commissioner

November 5, 2018



Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

RE: **103 KAR 15:050**. Filing dates and extensions

Dear Co-Chairs Harris and Hale:

After discussions with the Administrative Regulation Review Subcommittee staff regarding the issues raised by 103 KAR 15:050, the Finance and Administration Cabinet, Department of Revenue proposes the attached suggested amendment to 103 KAR 15:050.

Sincerely,

Lisa S. Swiger, Tax Policy Research Consultant II  
Finance and Administration Cabinet  
Department of Revenue  
501 High Street, St 1  
Frankfort, Kentucky 40601

lcs

**Suggested Amendment  
FINANCE AND ADMINISTRATION CABINET  
Department of Revenue**

**103 KAR 15:050. Filing dates and extensions.**

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 9**

After "estimated income", insert "or limited liability entity".

**Page 1**

**Section 1(1)**

**Line 13**

After "as defined", insert "by".

Delete "in".

**Line 14**

After "as defined", insert "by".

Delete "in".

**Line 16**

After "purposes", insert a period.

Delete the semicolon.

**Page 1**

**Section 1(2)**

**Line 18**

After "taxable year", insert a period.

Delete "; and".

**Page 2**

**Section 2**

**Line 1**

After "Filing an Income or", insert "Limited Liability Entity".

Delete "Corporation".

**Page 3**

**Section 2(3)(a)3.**

**Line 2**

After "3.", insert the following:

In accordance with KRS 141.170.

**Page 3**

**Section 2(3)(a)4.**

**Line 4**

After "4.", insert the following:  
In accordance with KRS 141.170.

**Page 3**

**Section 2(4)**

**Line 16**

After "time for filing a", insert "mandatory nexus".  
After "consolidated", delete "Kentucky corporation".

**Page 4**

**Section 4(2)**

**Line 11**

After "filing date," insert "the".  
Insert "a".

**Line 12**

After "penalty", insert "prescribed by 131.180".

**Page 4**

**Section 6**

**Line 22**

After "copyright law," insert "from 8:00 a.m. until 4:30 p.m."

**Page 5**

**Section 6**

**Line 1**

After "during", insert "their".



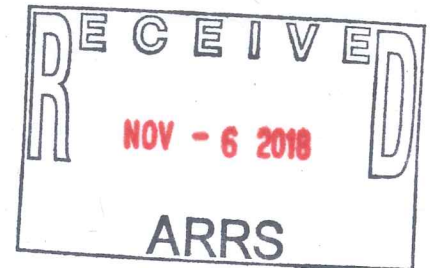
Commonwealth of Kentucky  
Finance and Administration Cabinet  
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November 5, 2018



Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

RE: **103 KAR 15:060**. Estimated tax; amended declarations; short years.

Dear Co-Chairs Harris and Hale:

After discussions with the Administrative Regulation Review Subcommittee staff regarding the issues raised by 103 KAR 15:060, the Finance and Administration Cabinet, Department of Revenue proposes the attached suggested amendment to 103 KAR 15:060.

Sincerely,

Lisa S. Swiger, Tax Policy Research Consultant II  
Finance and Administration Cabinet  
Department of Revenue  
501 High Street, St 1  
Frankfort, Kentucky 40601

lcs

**Suggested Amendment  
FINANCE AND ADMINISTRATION CABINET  
Department of Revenue**

**103 KAR 15:060. Estimated tax; amended declarations; short years.**

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 7**

After "CONFORMITY:", insert the following:

KRS 131.130(1) authorizes the Department of Revenue to promulgate administrative regulations to administer and enforce Kentucky's tax laws.

**Lines 7-8**

Delete the following:

This administrative regulation is specifically required by

**Line 8**

After "141.305(6)", insert "require the department".

**Line 9**

After "estimated tax.", insert the following:

This administrative regulation establishes requirements for the declarations of estimated tax for individuals and corporations.

**Page 1**

**Section 1**

**Line 10**

After "declaration of", insert "estimated".

Delete "estimate".



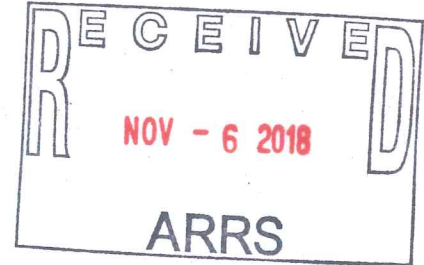
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November 5, 2018



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Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

RE: **103 KAR 15:180**. Kentucky new markets development program tax credit.

Dear Co-Chairs Harris and Hale:

After discussions with the Administrative Regulation Review Subcommittee staff regarding the issues raised by 103 KAR 15:080, the Finance and Administration Cabinet, Department of Revenue proposes the attached suggested amendment to 103 KAR 15:080.

Sincerely,

Lisa S. Swiger, Tax Policy Research Consultant II  
Finance and Administration Cabinet  
Department of Revenue  
501 High Street, St 1  
Frankfort, Kentucky 40601

lcs



**Suggested Amendment  
FINANCE AND ADMINISTRATION CABINET  
Department of Revenue  
Office of Income Taxation**

**103 KAR 15:180. Kentucky new markets development program tax credit.**

**Page 2**

**Section 1(3)**

**Line 5**

After "(3)", insert "Application".

Delete "Applications".

After "cashier's check", delete "that shall be".

**Page 4**

**Section 2(2)(c)2.**

**Line 6**

After "Division of", insert "Corporation".

Delete "Corporate".

**Page 4**

**Section 3(8)**

**Line 22**

After "(8)", insert "(a)".

After "statement that", insert ": 1.".

Capitalize the first letter of "the", immediately following.

**Line 23**

After "CDFI Fund", insert "2.".

Delete "which".

Capitalize the first letter of "includes", immediately following.

**Page 5**

**Section 3(8)**

**Line 1**

After "allocation", insert a semicolon.

Delete the comma.

After "and", insert "3. Includes".

After "agreement.", insert "(b)".

**Page 6**

**Section 5**

**Line 14**

After "141.433(6)", insert "that".

Delete "which".



Commonwealth of Kentucky  
Finance and Administration Cabinet  
**DEPARTMENT OF REVENUE**

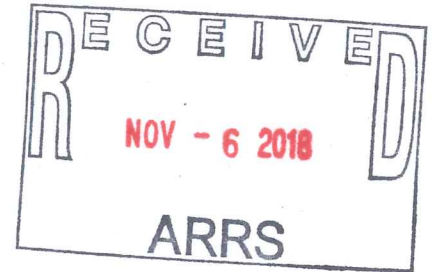
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November 5, 2018



Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

RE: **103 KAR 17:010**. Residence.

Dear Co-Chairs Harris and Hale:

After discussions with the Administrative Regulation Review Subcommittee staff regarding the issues raised by 103 KAR 17:010, the Finance and Administration Cabinet, Department of Revenue proposes the attached suggested amendment to 103 KAR 17:010.

Sincerely,

Lisa S. Swiger, Tax Policy Research Consultant II  
Finance and Administration Cabinet  
Department of Revenue  
501 High Street, St 1  
Frankfort, Kentucky 40601

lcs

**Suggested Amendment  
FINANCE AND ADMINISTRATION CABINET  
Department of Revenue**

**103 KAR 17:010. Residence.**

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 8**

After "promulgate", insert "administrative".

**Line 10**

After "whether", insert "an individual".

Delete "a person".

After "resident", insert ", part-year resident,".

**Page 1**

**Section 1, Section 1(1) through 1(3)**

**Lines 12-17**

After "(1)", insert the following:

"Domicile" means the place where an individual has established permanent residency.

(2) "Nonresident" is defined by KRS 141.010(18).

(3) "Nonresident citizen" means an individual residing in a foreign country who may file federal income tax returns as a nonresident citizen.

(4) "Part-year resident" is defined by KRS 141.010(20).

(5) "Resident" is defined by KRS 141.010(24).

**NOTE TO COMPILER: Delete the remainder of Section 1 in its entirety including all subsections.**

**Page 1**

**Section 2**

**Line 20**

After "If any", insert "individual".

Delete "person".

**Line 22**

After "permanent and", insert "the individual".

Delete "such person".

**Page 2**

**Section 2**

**Line 1**

After "Any", insert "individual".

Delete "person".

**Page 2**

**Section 3**

**Lines 6-7**

After "Domicile.", delete the following:

Generally, a domicile is the place where an individual has established permanent residency.

**Line 7**

After "a new", insert "domicile".

Delete "one".

**Line 8**

After "change, there", insert "shall".

Delete "must".

**Page 2**

**Section 4**

**Line 10**

After "country who", insert "may".

Delete "is permitted to".

**Line 12**

After "presumed to be a", delete "full time".

**Lines 12-13**

After "resident", delete the following:

and is required to file a Kentucky income tax return as such

**Page 2**

**Section 5**

**Line 15**

After "outside of Kentucky", insert a comma.

**Line 16**

After "residents.", insert "Individuals".

Delete "Such persons".

**Line 17**

After "not been established", insert "outside of Kentucky".

Delete the following:

in another district, state, or U.S. territory

**Line 19**

After "regulation", insert "shall".

Delete "must".

**Page 2**

**Section 6**

**Line 22**

After "service.", insert "Individuals".

Delete "Persons".

**Line 25**

After "Conclusive evidence", insert "shall".  
Delete "must".

**Page 3**

**Section 6**

**Line 1**

After "domicile established", insert "outside of Kentucky".

**Lines 1-2**

Delete the following:  
in another district, state, or U.S. territory

**Page 3**

**Section 7(1)**

**Line 6**

After "imposed by", insert "these".  
Delete "such".

**Page 3**

**Section 7(2)**

**Line 9**

After "listed" insert the following:  
in subsection (1) of this section shall  
Delete "above, must".

**Lines 11-12**

After "listed" insert the following:  
in subsection (1) of this section shall  
Delete "above must".

**Line 12**

After "Form K-4,", insert "Kentucky".  
Delete "Kentucky's".

**Line 13**

After "Revenue Form", insert "42A804".  
Delete "41A804".



Commonwealth of Kentucky  
Finance and Administration Cabinet  
**DEPARTMENT OF REVENUE**

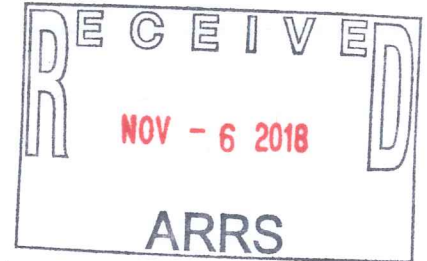
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**Matthew G. Bevin**  
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Secretary

**Daniel P. Bork**  
Commissioner

November 5, 2018



Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

RE: **103 KAR 17:020**. Combined individual returns.

Dear Co-Chairs Harris and Hale:

After discussions with the Administrative Regulation Review Subcommittee staff regarding the issues raised by 103 KAR 17:020, the Finance and Administration Cabinet, Department of Revenue proposes the attached suggested amendment to 103 KAR 17:020.

Sincerely,

Lisa S. Swiger, Tax Policy Research Consultant II  
Finance and Administration Cabinet  
Department of Revenue  
501 High Street, St 1  
Frankfort, Kentucky 40601

lcs

**Suggested Amendment  
FINANCE AND ADMINISTRATION CABINET  
Department of Revenue**

**103 KAR 17:020. Combined individual returns.**

**Page 1**

**RELATES TO**

**Line 5**

After "KRS", insert "131.010".  
Delete "131.130".  
After "141.010,", insert "141.019".  
After "141.180", insert ", 141.900".

**Page 1**

**STATUTORY AUTHORITY**

**Line 6**

After "131.130", insert ", 141.050".

**Page 1**

**Section 1 and Section 1(1)**

**Lines 13 and 17**

After "Section 1.", delete "Filing Elections. (1)".

**Page 1**

**Section 1(1)**

**Line 17**

After "Separate", capitalize the first letter of "return".

**Line 19**

After "residency status as", insert the following:  
a resident, nonresident, or part year resident.  
Section 2.

**Page 1**

**Section 1(1) and Section 1(2)**

**Lines 19-20**

Delete the following:  
defined in KRS 141.010.  
(2)

**Page 1**

**Section 1(2)**

**Line 20**

After "Joint", capitalize the first letter of "return".

**Page 2**

**Section 1(2)**

**Line 7**

After "two", insert "(2)".

**Page 2**

**Section 1(2) and Section 1(3)**

**Lines 11-12**

After "under the return.", insert "Section 3.

**Page 2**

**Section 1(3)**

**Line 12**

Delete "(3)".

After "Combined", capitalized the first letter of "return".

**Line 14**

After "status as", insert the following:

a resident, nonresident, or part year resident.

Delete "defined in Section 1".

**Line 16**

After "computed separately", insert a comma.





Commonwealth of Kentucky  
Finance and Administration Cabinet  
**DEPARTMENT OF REVENUE**

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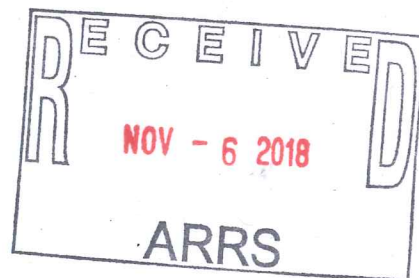
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November 5, 2018

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Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601



RE: **103 KAR 17:060**. Income subject to taxation; portions.

Dear Co-Chairs Harris and Hale:

After discussions with the Administrative Regulation Review Subcommittee staff regarding the issues raised by 103 KAR 17:060, the Finance and Administration Cabinet, Department of Revenue proposes the attached suggested amendment to 103 KAR 17:060.

Sincerely,

Lisa S. Swiger, Tax Policy Research Consultant II  
Finance and Administration Cabinet  
Department of Revenue  
501 High Street, St 1  
Frankfort, Kentucky 40601

lcs

**Suggested Amendment  
FINANCE AND ADMINISTRATION CABINET  
Department of Revenue**

**103 KAR 17:060. Income subject to taxation; portions.**

**Page 1**

**RELATES TO**

**Line 5**

After "141.020", insert "141.900".

**Page 1**

**Section 2**

**Line 19**

After "resident", delete "individual".

**Page 3**

**Section 6**

**Line 15**

After "Deduction.", insert "A".

Delete "An individual".

After "resident,", delete "an individual".

**Line 16**

After "resident, or", delete "an individual".



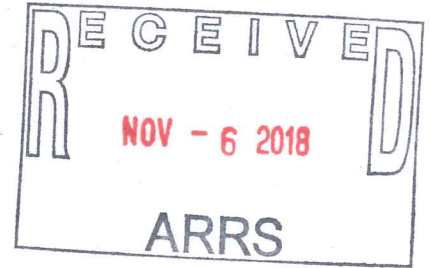
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Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

RE: 103 KAR 18:050. Withholding statements.

Dear Co-Chairs Harris and Hale:

After discussions with the Administrative Regulation Review Subcommittee staff regarding the issues raised by 103 KAR 18:050, the Finance and Administration Cabinet, Department of Revenue proposes the attached suggested amendment to 103 KAR 18:050.

Sincerely,

Lisa S. Swiger, Tax Policy Research Consultant II  
Finance and Administration Cabinet  
Department of Revenue  
501 High Street, St 1  
Frankfort, Kentucky 40601

lcs

**Suggested Amendment  
FINANCE AND ADMINISTRATION CABINET  
Department of Revenue**

**103 KAR 18:050. Withholding statements.**

**Page 1**

**Section 1**

**Line 13**

After "Acceptable Forms", insert "and Information".

After the period immediately following, insert "(1)".

**Line 14-15**

After "withholding", delete the following:

, provided that the forms contain the required information listed in subsection (5)  
of this section

**Page 1**

**Section 1 and Section 1(1)**

**Lines 15-16**

After the colon, insert "(a)".

Delete "(1)".

**Page 1**

**Section 1(1) and Section 1(2)**

**Lines 17-18**

After the semicolon, insert "(b)".

Delete "(2)".

**Page 1**

**Section 1(2) and Section 1(3)**

**Lines 18-19**

After the semicolon, insert "(c)".

Delete "(3)".

**Page 1**

**Section 1(3) and Section 1(4)**

**Lines 19-20**

After "; or", insert "(d)".

Delete "(4)".

**Page 1**

**Section 1(4)**

**Line 20**

After "listed in", insert "this subsection".

Delete "subsections (1), (2), or (3)".

**Page 1**

**Section 1(4) and Section 1(5)**

**Lines 21-22**

After "Service.", insert "(2) The".

Delete "(5) Employee".

**Page 1**

**Section 1(5)**

**Line 22**

After "statements", insert the following:

provided by employers to their employees

Delete the following:

listed in subsections (1) through (4)

**Page 2**

**Section 2**

**Line 5**

After "Section 2.", insert "Termination of Business. (1)".

**Pages 2 and 3**

**Section 2, 2(1), 2(2), Section 3, 3(1)(a), 3(1)(b), and 3(2)(a)**

**Lines 5-26 and Lines 1-4**

After "Section 2.", delete "General", and continue the deletion to delete Section 2 in its entirety and Section 3, beginning with "Section 3." and through the notation (2)(a).

**Page 3**

**Section 3(2)(a) and 3(2)(b)**

**Lines 5-6**

After "termination.", insert "(2)".

Delete "(b)".

**NOTE TO COMPILER: Renumber Sections 4 through 7 as Sections 3 through 6 after all the changes in this suggested amendment have been made.**

**Page 3**

**Section 4(1)**

**Line 9**

After "employee, the", capitalize the first letter of "federal".

**Page 4**

**Section 7**

**Line 21**

After "copyright law, ", insert "from 8:00 a.m. until 4:30 p.m.".

**Lines 21-22**

After "Frankfort, Kentucky", insert "40601".

Delete "40620".



Commonwealth of Kentucky  
Finance and Administration Cabinet  
**DEPARTMENT OF REVENUE**

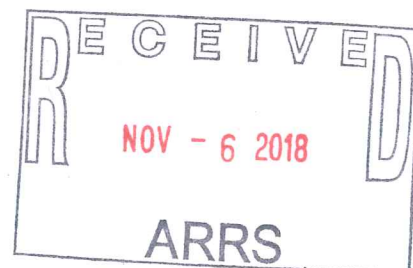
501 High Street  
Frankfort, KY 40601  
(502) 564-3226  
Fax (502) 564-3875

**Matthew G. Bevin**  
Governor

**William M. Landrum III**  
Secretary

**Daniel P. Bork**  
Commissioner

November 5, 2018



Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601

RE: 103 KAR 18:120. Security for compliance; bonds.

Dear Co-Chairs Harris and Hale:

After discussions with the Administrative Regulation Review Subcommittee staff regarding the issues raised by 103 KAR 18:120, the Finance and Administration Cabinet, Department of Revenue proposes the attached suggested amendment to 103 KAR 18:120.

Sincerely,

Lisa S. Swiger, Tax Policy Research Consultant II  
Finance and Administration Cabinet  
Department of Revenue  
501 High Street, St 1  
Frankfort, Kentucky 40601

lcs

**Suggested Amendment  
FINANCE AND ADMINISTRATION CABINET  
Department of Revenue**

**103 KAR 18:120. Security for compliance; bonds.**

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 7**

After "CONFORMITY:", insert the following:

KRS 131.130(1) authorizes the Department of Revenue to promulgate administrative regulations to enforce Kentucky's tax laws.

**Page 1**

**Section 2**

**Line 16**

After "KRS 141.310(14)", insert a comma.

**Line 17**

After "the department", insert "may".

Delete "is authorized to".

**Page 1**

**Section 2(1)**

**Line 20**

After "or both", insert a semicolon.

Delete the comma.

**Page 2**

**Section 2(2)**

**Line 1**

After "is a need to", insert "ensure".

Delete "insure".

**Page 2**

**Section 3**

**Lines 4-5**

After "necessary to", insert "ensure".

Delete "insure".

**Line 5**

After "the posting of", delete "such".

**Page 2**

**Section 4(1)**

**Line 8**



After "Requirement.", delete "(1)".

**Lines 10-11**

After "to invoke", insert "immediately".

Delete the following:

forthwith, and without further delay,

**Line 12**

After "activities of", insert "the".

Delete "such an".

**Page 2**

**Section 5**

**Line 22**

After "The department", insert "may".

Delete "has authority".

After "at any time", delete "to".

**Page 3**

**Section 6**

**Line 3**

After "to accompany", insert "the".

Delete "such".

**Page 3**

**Section 7**

**Line 10**

After "may institute", delete "any such".



Commonwealth of Kentucky  
Finance and Administration Cabinet  
**DEPARTMENT OF REVENUE**  
501 High Street  
Frankfort, KY 40601  
(502) 564-3226  
Fax (502) 564-3875

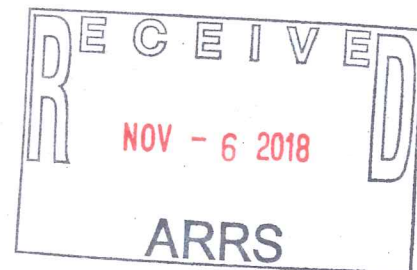
**Matthew G. Bevin**  
Governor

**William M. Landrum III**  
Secretary

**Daniel P. Bork**  
Commissioner

November 5, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601



RE: **103 KAR 18:150**. Employer's withholding reporting requirements.

Dear Co-Chairs Harris and Hale:

After discussions with the Administrative Regulation Review Subcommittee staff regarding the issues raised by 103 KAR 18:150, the Finance and Administration Cabinet, Department of Revenue proposes the attached suggested amendment to 103 KAR 18:150.

Sincerely,

Lisa S. Swiger, Tax Policy Research Consultant II  
Finance and Administration Cabinet  
Department of Revenue  
501 High Street, St 1  
Frankfort, Kentucky 40601

lcs

**Suggested Amendment  
FINANCE AND ADMINISTRATION CABINET  
Department of Revenue**

**103 KAR 18:150. Employer's withholding reporting requirements.**

**Page 1**

**STATUTORY AUTHORITY**

**Line 6**

After "KRS", insert "131.130, 131.155".

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 7**

After "CONFORMITY:", delete "under the authority of".

After "KRS 131.155", insert the following:

(3)(c) requires the department to promulgate administrative regulations establishing electronic fund transfer payment requirements for the payment of taxes and fees administered by the department.

**Line 8**

Delete "and".

After "KRS 141.330", insert the following:

(1) authorizes the department to promulgate administrative regulations to require employers to remit the tax withheld under KRS 141.310 and 141.315 within a reasonable time after the payroll period or other period.

Delete the comma.

Capitalize the first letter of "this".

**Page 1**

**Section 1**

**Line 10**

After "Definitions.", insert "Lookback".

Delete "Look-back".

**Page 1**

**Section 2(1)**

**Line 16**

After "(1)", insert "(a)".

**Line 18**

After "Return.", insert "(b)".

**Page 1**

**Section 2(2)**

**Line 21**

After "(2)", insert "(a)".

After "or more", insert a comma.

**Page 2**

**Section 2(2)**

**Line 2**

After "Withheld.", insert "(b)".

**Line 4**

After "October 31).", insert "(c)".

**Page 2**

**Section 2(3)**

**Line 8**

After "(3)", insert "(a)".

After "or more", insert a comma.

**Line 10**

After "Withheld.", insert "(b)".

**Line 12**

After "calendar year.", insert "(c)".

**Page 2**

**Section 2(4)(a)**

**Line 15**

After "(4)(a)", insert "1".

**Line 17**

After "Withheld.", insert "2".

**Line 19**

After "of that month.", insert "3".

**Line 21**

After "of the following month.", insert "4".

**Page 3**

**Section 3(2)(b)**

**Line 19**

After "Any employer", insert "who may".

Delete "permitted to".



**TOURISM, ARTS AND HERITAGE CABINET  
KENTUCKY DEPARTMENT OF FISH & WILDLIFE RESOURCES**

**Matthew G. Bevin**  
Governor

#1 Sportsman's Lane  
Frankfort, Kentucky 40601  
Phone (502) 564-3400  
1-800-858-1549  
Fax (502) 564-0506  
[fw.ky.gov](http://fw.ky.gov)

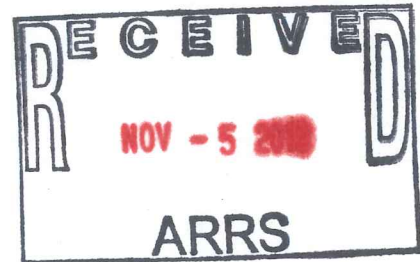
**Regina Stivers**  
Deputy Secretary

**Don Parkinson**  
Secretary

**Frank Jemley**  
Acting Commissioner

November 1, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
Room 29, Capitol Annex  
Frankfort, Kentucky 40601



Re: **301 KAR 3:100**, Special commission permits.

Dear Co-Chairs:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 301 KAR 3:100, the Department of Fish and Wildlife Resources proposes the attached amendment to 301 KAR 3:100.

Sincerely,

Mark S. Cramer  
Regulations Coordinator

**Staff-suggested Amendment**

**Final Version 10/16/2018 3:01 p.m.  
TOURISM, ARTS AND HERITAGE CABINET  
Department of Fish and Wildlife Resources**

**301 KAR 3:100. Special commission permits.**

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Lines 10 and 11**

After "organization. KRS 150.195(1)", insert "requires".

Delete "authorizes".

Ryan F. Quarles  
Commissioner

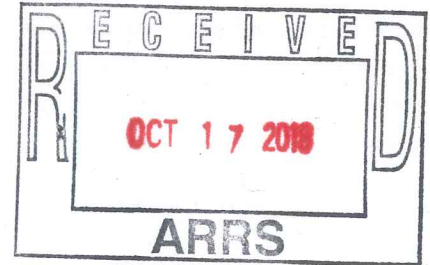


Corporate Drive  
Complex  
Frankfort, KY 40601  
(502) 573-0282

## Kentucky Department of Agriculture

October 16, 2018

Senator Ernie Harris, Co-Chair  
Representative Ken Upchurch, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601



Re: **302 KAR 50:080**. Material incorporated by reference

Dear Co-Chairs Harris and Upchurch:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 302 KAR 50:080, the Kentucky Department of Agriculture proposes the attached amendment to 302 KAR 50:080.

Sincerely,

A handwritten signature in black ink, appearing to read "Clint Quarles".

Clint Quarles  
Staff Attorney  
Kentucky Department of Agriculture  
107 Corporate Drive  
Frankfort, KY 40601



**Suggested Amendment**

**Final Version: 10/15/2018 3:20 PM**

**GENERAL GOVERNMENT  
Department of Agriculture  
Office of Agricultural Marketing**

**302 KAR 50:080. Materials incorporated by reference.**

**Page 2**

**Section 1(1)(j)**

**Line 1**

After "Processor/Handler License Application", insert "Packet".

**Page 2**

**Section 1(1)(k)**

**Line 2**

After "University/College Affiliation Application", insert "Packet".





## JUSTICE AND PUBLIC SAFETY CABINET

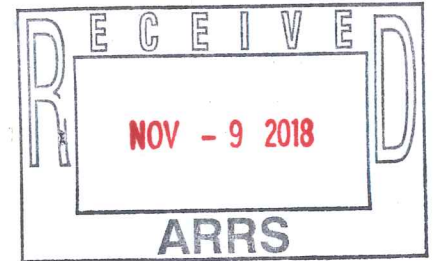
**Matthew G. Bevin**  
Governor

**John C. Tilley**  
Secretary

**Office of Legal Services**  
125 Holmes Street, Second Floor  
Frankfort, Kentucky 40601  
(502) 564-3279  
Fax No. (502) 564-6686

November 9, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601



Re: 501 KAR 6:020. Corrections Policies and Procedures.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 501 KAR 6:020, the Justice and Public Safety Cabinet, Department of Corrections proposes the attached amendment to 501 KAR 6:020.

Sincerely,

A handwritten signature in cursive script that reads "Amy V. Barker".

Amy V. Barker  
Assistant General Counsel

enclosure

Revised: 11/9/2018 4:45 PM

**SUGGESTED AMENDMENT**

**JUSTICE AND PUBLIC SAFETY CABINET  
Department of Corrections**

**501 KAR 6:020. Corrections policies and procedures.**

**Page 1**

**Section 1(1)**

**Lines 14-15**

After "Policies and Procedures", insert "November 13".

Delete "October 12".

**Page 2**

**Section 1(1)**

**Line 8**

**CPP 3.23**

After "(Amended", insert "11/13/18".

Delete "10/12/18".

**Page 4**

**Section 1(1)**

**Line 2**

**CPP 15.3**

After "(Amended", insert "11/13/18".

Delete "10/12/18".

**Page 4**

**Section 1(1)**

**Line 21**

**CPP 18.5**

After "(Amended", insert "11/13/18".

Delete "7/19/18".

**Page 5**

**Section 1(1)**

**Line 20**

**CPP 25.6**

After "(Amended", insert "11/13/18".

Delete "10/12/18".

**Page 6**

**Section 1(1)**

**Line 1**

**CPP 25.13**

After "(Added", insert "11/13/18".

Delete "10/12/18".

**Page 6**

**Section 1(1)**

**Line 1**

**CPP 25.14**

After "(Added", insert "11/13/18".

Delete "10/12/18".

**Changes to Material Incorporated by Reference:**

**\* Page numbers are based on the dirty/marked up copy.**

**CPP 3.23**

**Page 1**

**Authority/References**

After "197.020,", insert "500.080".

Delete "503.010".

**Page 1**

**I. Definition for "Acts within the scope"**

Delete this definition its entirety.

**Page 1**

**I. Definition for "Internal Affairs Officer"**

After ""Internal Affairs Officer", insert a space.

Delete the quotation mark.

After "(IAO)", insert a quotation mark.

**Page 1**

**I. Definition for "Internal Investigations Branch"**

After "that result in", delete "the".

After "KRS", insert "500.080".

Delete "503.010".

**Page 2**

**II.B.3.**

After "results in", delete "the".

After "KRS", insert "500.080".

Delete "503.010".

**Page 3**

**II.B.8.b.**

After "shall direct", insert "his designee".

Delete the following:

the IAS or other designated staff

**Page 4**

**II.H.1.**

After "1.", insert "Entering".

Delete "Enter".

**Page 4**

**II.H.2.**

After "2.", insert "Writing".

Lowercase the "R" in "Reports".

After "(ROI)", delete "shall be written".

**Page 4**

**II.H.3.j.**

After "j.", insert "Maintaining".

Delete "The IAO shall maintain".

**Pages 5-6**

**II.K.**

After "clear, and correct.", insert "1.".

Renumber paragraphs "1." through "3." as "a." through "c.".

Renumber paragraph "4." as "2.".

**CPP 15.3**

**Page 1**

**I. Definition for "Extraordinary meritorious good time"**

After "means", insert "a sentence".

Delete "good time".

**CPP 18.5**

**Page 2**

**II.B.7.**

Delete paragraph 7. in its entirety.

**Page 4**

**II.D.3.**

After "minimum custody.", insert the following:

4. Pregnant Inmates – Restraints shall be applied in accordance with KRS 196.173 and as outlined in CPP 9.14.

**CPP 25.6**

**Page 1**

**References/Authority Box**

Delete "References/".

After "Authority", insert "/References".

**CPP 25.13**

**Page 1**

**References Box**

Before "References", insert "Authority/".

After "441.560,", insert "Chap.".

**Page 1**

**I. Definition for "Licensed inpatient residential treatment program"**

After "alcohol and other drug", insert "abuse treatment".

Delete "entities".

**Page 10**

**II.E.2.c.**

After "The Division of Substance Abuse", insert "shall".

Delete "will".

**Page 14**

**II.G.2.f.(1)**

After "post release supervision", insert "fails".

Delete "failure".

**CPP 25.14**

**Page 1**

**Authority/References Box**

After "520.010", insert ", 532.100".

**Page 2**

**II.**

After "institution or jail and", insert "reintegrating".

Delete "reintegrate".

**Page 2**

**II.A.**

Before "A reentry center shall", insert "Pursuant to KRS 441.146(1)".

Lowercase "A".

**Page 3**

**II.B.2.**

After "Class D or", insert "D Extended".

Delete "DE".

**Page 9**

**II.O.7.**

After "to a work location", insert "; and".

Delete the period.

**Page 10**

**II.R. (second occurrence)**

Renumber the second subsection "R." as "S.".

Matthew G. Bevin  
Governor



Derrick Ramsey  
Secretary  
Education and Workforce  
Development Cabinet

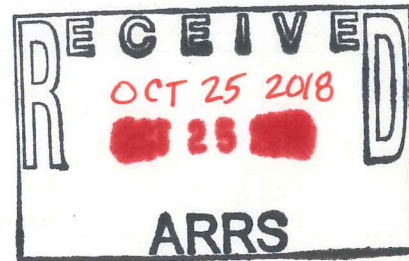
Wayne D. Lewis, Ph.D.  
Commissioner of Education

**KENTUCKY DEPARTMENT OF EDUCATION**

300 Sower Boulevard • Frankfort, Kentucky 40601  
Phone: (502) 564-3141 • www.education.ky.gov

October 22, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulations Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, KY 40601



Re: **701 KAR 5:140**. Districts of innovation.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 701 KAR 5:140, the Kentucky Board of Education proposes the attached amendment to 701 KAR 5:140.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Durrett".

Deanna L. Durrett  
General Counsel

attachment

**Staff-suggested Amendment**

**Final Version 10/22/2018 1:17 p.m.  
EDUCATION AND WORKFORCE DEVELOPMENT CABINET  
Kentucky Board of Education  
Department of Education**

**701 KAR 5:140. Districts of innovation.**

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Lines 8 and 9**

After "KRS 156.160(1)", insert "requires".

Delete "gives".

After "Kentucky Board of Education", delete "the authority".

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 15**

After "Kentucky Academic Standards", insert "established".

Delete "set forth".

**Page 6**

**Section 3(4)(h)**

**Line 20**

After "school council structure", insert "established".

Delete "outlined".





**EDUCATION and WORKFORCE DEVELOPMENT CABINET  
OFFICE OF EMPLOYMENT AND TRAINING**

**Matthew G. Bevin**  
Governor

UI Tax Enforcement  
Branch

**Ray Leathers**  
Commissioner

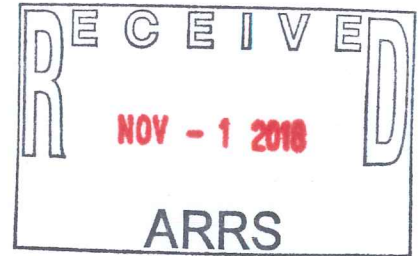
**Derrick K. Ramsey**  
Secretary

275 East Main St., 2-EH  
Frankfort, KY 40621  
(502) 564-3326

**John Pallasch**  
Executive Director

November 1, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort KY 40601



Re: **787 KAR 1:010**. Application for employer account; reports.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 787 KAR 1:010, the Education and Workforce Development Cabinet, Department of Workforce Investment, Office of Employment and Training proposes the attached amendment to 787 KAR 1:010.

Sincerely,

Beverly Dearborn, Workforce Development Manager  
Office of Employment and Training  
275 East Main Street, 2EH  
Frankfort, KY 40621

**Suggested Amendment**  
**EDUCATION AND WORKFORCE DEVELOPMENT CABINET**  
**Department of Workforce Investment**  
**Office of Employment and Training**

**787 KAR 1:010. Application for employer account; reports.**

**Page 1**

**RELATES TO**

**Line 6**

After "KRS", insert "341.070".

After "341.190", insert ", 341.243, 341.250, 341.262

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 8**

After "CONFORMITY:", insert the following:

341.115(1) authorizes the secretary to promulgate administrative regulations for the proper administration of KRS Chapter 341.

After "KRS 341.190", insert "(2)".

Delete "(1)".



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

Matthew G. Bevin  
Governor

Steven A. Milby  
Commissioner

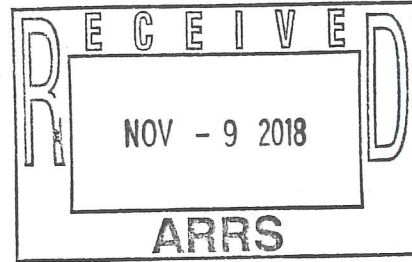
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601-5412  
Phone: 502-573-0365  
Fax: 502-573-1057  
www.dhbc.ky.gov

K. Gail Russell  
Acting Secretary

Timothy R. House  
Deputy Commissioner.

November 8, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



Re: **815 KAR 2:010**. Continuing education requirements; 815 KAR 2:020. Continuing education course and provider approval.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 2:010 and 815 KAR 2:020, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 2:010 and 815 KAR 2:020.

Sincerely,

David R. Startsman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Suggested Amendment**

**Final Version: 9/19/2018 10:23 AM**

**PUBLIC PROTECTION CABINET  
Department of Housing, Buildings and Construction  
General Section**

**815 KAR 2:010. Continuing education requirements.**

**Page 2**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 5**

After "227.660. KRS", insert "227.570(3)".

Delete "227.570(4)".



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

**Matthew G. Bevin**  
Governor

101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601-5412  
Phone: 502-573-0365  
Fax: 502-573-1057  
www.dhbc.ky.gov

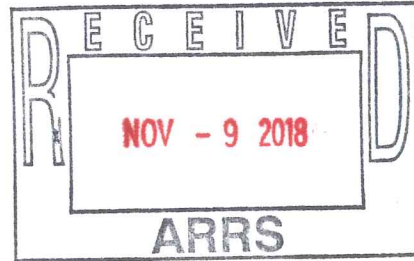
**K. Gail Russell**  
Acting Secretary

**Steven A. Milby**  
Commissioner

**Timothy R. House**  
Deputy Commissioner

November 8, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



Re: 815 KAR 2:010. Continuing education requirements; 815 KAR 2:020. Continuing education course and provider approval.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 2:010 and 815 KAR 2:020, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 2:010 and 815 KAR 2:020.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Suggested Amendment**

**Final Version: 9/19/2018 11:58 AM**

**PUBLIC PROTECTION CABINET  
Department of Housing, Buildings and Construction  
General Section**

**815 KAR 2:020. Continuing education course and provider approval.**

**Page 2**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 6**

After "227.660. KRS", insert "227.570(3)".

Delete "227.570(4)".



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

**Matthew G. Bevin**  
Governor

**Steven A. Milby**  
Commissioner

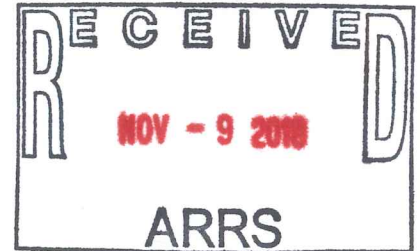
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601-5412  
Phone: 502-573-0365  
Fax: 502-573-1057  
www.dhbc.ky.gov

**K. Gail Russell**  
Acting Secretary

**Timothy R. House**  
Deputy Commissioner

November 8, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



Re: 815 KAR 4:030, Elevator licensing.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 4:030, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 4:030.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Suggested Amendment**  
**PUBLIC PROTECTION CABINET**  
**Department of Housing, Buildings and Construction**  
**Division of Building Code Enforcement**

**815 KAR 4:030. Elevator licensing.**

**Page 5**

**Section 3(2)(a)1.**

**Line 5**

After "applicant," insert the following:

a completed Elevator Contractor License Application on

After "\$240;" insert "and".

**Page 5**

**Section 3(2)(a)2.**

**Line 7**

After "applicant," insert the following:

a completed Elevator Mechanic License Application on

**Page 5**

**Section 3(3)(a)**

**Line 12**

After "requirement in", delete "subsection (1) of".

After "Section 5", insert "(1)".

**Page 8**

**Section 5(2)(a)2.**

**Line 12**

**NOTE TO COMPILER: After "applicant", delete the extra newly inserted period, and use the existing period.**

**Page 10**

**Section 7(3)**

**Line 3**

After "with Section", insert "(8)".

Delete "6".

**Page 10**

**Section 7(5)(b)**

**Line 12**

After "to Section", insert "8(3)".

Delete "6(2)".

**Line 13**



After "regulation," delete "and".

**Page 10**

**Section 7(5)(d)**

**Line 16**

After "(d)", delete "For Elevator Contractors,"  
Capitalize the first letter of "provide".

**Lines 16-17**

After "198B.4027", insert "if an elevator contractor".

**Page 11**

**Section 8(1)(b)**

**Line 18**

After "(b)", capitalize the first letter of "twenty".

**Page 12**

**Section 9(1)(a)**

**Line 17**

After "Form EV-3,", insert "November".  
Delete "August".

**Page 12**

**Section 9(1)(b)**

**Line 19**

After "Form EV-4,", insert "November".  
Delete "August".

**MATERIAL INCORPORATED BY REFERENCE**

**Elevator Contractor License Application, Form EV-3**

- The agency needs to file **one (1) clean copy** of Form EV-3 at the time that it files this staff suggested amendment that includes the following changes:
  - Updates the form edition date to November 2018 to distinguish it from the previous version
  - Changes the criminal conviction statement for clarity
  - Changes the KHEAA statement to a notice to the applicant that if the applicant is in default of student loans the applicant cannot receive or renew a license unless specified conditions are met

**Elevator Mechanic License Application, Form EV-4**

- The agency needs to file **one (1) clean copy** of Form EV-4 at the time that it files this staff suggested amendment that includes the following changes:

- **Updates the form edition date to November 2018 to distinguish it from the previous version**
- **Changes the criminal conviction statement for clarity**
- **Changes the KHEAA statement to a notice to the applicant that if the applicant is in default of student loans the applicant cannot receive or renew a license unless specified conditions are met**



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

**Matthew G. Bevin**  
Governor

**Steven A. Milby**  
Commissioner

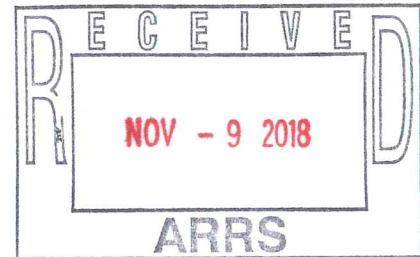
101 Sea Hero Road, Suite 100  
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Phone: 502-573-0365  
Fax: 502-573-1057  
www.dhbc.ky.gov

**K. Gail Russell**  
Acting Secretary

**Timothy R. House**  
Deputy Commissioner

November 8, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



Re: **815 KAR 7:070**. The Kentucky Certified Building Inspector Program.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 7:070, the Department of Housing, Buildings and Construction proposes the attached amendment to 815 KAR 7:070.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Suggested Amendment**  
**PUBLIC PROTECTION CABINET**  
**Department of Housing, Buildings and Construction**  
**Division of Building Code Enforcement**

**815 KAR 7:070. The Kentucky Certified Building Inspector Program.**

**Page 2**

**Section 1(2)**

**Line 4**

After "performed overall", insert a comma.

**Page 2**

**Section 1(3)**

**Line 7**

After "Section", insert "5".

Delete "7".

**Page 2**

**Section 1(5)**

**Line 18**

After "Section", insert "5".

Delete "7".

**Page 3**

**Section 2(1)(b)1.**

**Line 5**

After "Construction", lowercase the first letter of "Document".

**Page 4**

**Section 3(1)(a)**

**Line 14**

After "DHBC", insert a hyphen.

**Page 4**

**Section 3(1)(c)1.a. and Section 3(1)(c)a.2.**

**Lines 20-21**

After "specifications; or", insert "b.".

Delete "2."

**Pages 4 and 5**

**Section 3(1)(c)2. and Section 3(1)(c)3.**

**Line 22 and Line 1**

After "duties;", insert "2.".

Delete "3."

**Page 5**

**Section 3(1)(c)3. and Section 3(1)(c)4.**

**Lines 2-3**

After "subject; or", insert "3.".

Delete "4."

**Page 5**

**Section 4(2)(a)**

**Line 13**

After "Verification", delete the comma.

After "Form", insert the comma.

After "DHBC", insert a hyphen.

**Page 8**

**Section 5(3)(c)1.**

**Line 3**

After "subsection (2)", insert "(c)".

Delete "(b)".



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

**Matthew G. Bevin**  
Governor

**Steven A. Milby**  
Commissioner

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c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



**Re: 815 KAR 8:010.** Licensing requirements for master HVAC contractors and journeyman HVAC mechanics; 815 KAR 8:030. Apprentice HVAC mechanic registration and certification requirements.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 8:010 and 815 KAR 8:030, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 8:010 and 815 KAR 8:030.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Suggested Amendment**  
**PUBLIC PROTECTION CABINET**  
**Department of Housing, Buildings and Construction**  
**Division of Heating, Ventilation and Air Conditioning**

**815 KAR 8:010. Licensing requirements for master contractors and journeyman HVAC mechanics.**

**Page 3**

**Section 1(2)**

**Line 10**

After "mechanic", delete ". (a)".

**Page 3**

**Section 1(2)(a) and Section 1(2)(a)1.**

**Lines 10-11**

After "journeyman shall:", insert "(a)".

Delete "1.".

**Page 3**

**Section 1(2)(a)1. and Section 1(2)(a)2.**

**Lines 11-12**

After "on site;", insert "(b)".

Delete "2.".

**Page 3**

**Section 1(2)(a)2. and Section 1(2)(a)3.**

**Lines 13-14**

After "systems; and", insert "(c)".

Delete "3.".

**Page 4**

**Section 2(1)(a)4. and Section 2(1)(a)5.**

**Lines 7-8**

After "198B.668.", insert "(b)".

Delete "5."

**Page 4**

**Section 2(1)(a)5. and Section 2(1)(b)**

**Lines 11-12**

After "regulation.", insert "(c)".

Delete "(b)."

**Page 4**

**Section 2(1)(b)3. and Section 2(1)(c)**

**Lines 18-19**

After "198B.658(2)(c).", insert "(d)".

Delete "(c)".

**Page 4**

**Section 2(1)(c) and Section 2(1)(d)**

**Lines 20-21**

After "birth month", insert "(e)".

Delete "(d)".

**Pages 4 and 5**

**Section 2(1)(d) and Section 2(1)(e)**

**Line 23 and Line 1**

After "administrative regulation.", insert "(f)".

Delete "(e)".

**Page 5**

**Section 3(2)(a)**

**Line 12**

After "Section 2(1)(a)", insert "and (b)".

**Page 5**

**Section 3(2)(b)**

**Line 14**

After "Section 2(1)", insert "(c)".

Delete "(b)".

**Page 6**

**Section 4(3)**

**Line 16**

After "Journeyman HVAC", insert "mechanic".

Delete "mechanics".

**Page 7**

**Section 4(3)(b)**

**Line 1**

After "examination requirement", insert "if".

Delete "as long as".

**Page 9**

**Section 7(1)(a)**

**Line 14**



After "renewal application", insert "notice".

**Page 10**

**Section 7(3)(b)**

**Line 7**

After "renewal application", insert "notice".

**Page 10**

**Section 7(4)**

**Line 9**

After "renewal application", insert "notice".

**Page 10**

**Section 7(5)(a)**

**Lines 16-17**

After "Section 8", insert "(4)".

Delete "(6)".

**Page 11**

**Section 7(8)(b)**

**Lines 9-10**

After "815 KAR", insert "2:010".

Delete "1:0 0".

**Page 13**

**Section 10(1)(a)**

**Lines 8-9**

After "HVAC 1, ", insert "November".

Delete "August".

**Page 13**

**Section 10(1)(b)**

**Line 10**

After "HVAC 2, ", insert "November".

Delete "August".

**MATERIAL INCORPORATED BY REFERENCE**

**Master HVAC Contractor License Application, Form HVAC 1**

- **The agency needs to file one (1) clean copy of Form HVAC 1 at the time that it files this staff suggested amendment that includes the following changes:**
  - **Updates the form edition date to November 2018 to distinguish it from the previous version**

- **Changes the criminal conviction statement for clarity**
- **Changes the KHEAA statement to a notice to the applicant that if the applicant is in default of student loans the applicant cannot receive or renew a license unless specified conditions are met**

**Journeyman HVAC Mechanic License Application, Form HVAC 2**

- **The agency needs to file one (1) clean copy of Form HVAC 2 at the time that it files this staff suggested amendment that includes the following changes:**
  - **Updates the form edition date to November 2018 to distinguish it from the previous version**
  - **Changes the criminal conviction statement for clarity**
  - **Changes the KHEAA statement to a notice to the applicant that if the applicant is in default of student loans the applicant cannot receive or renew a license unless specified conditions are met**



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

Matthew G. Bevin  
Governor

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Deputy Commissioner

November 8, 2018



Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601

Re: 815 KAR 8:010. Licensing requirements for master HVAC contractors and journeyman HVAC mechanics; **815 KAR 8:030**. Apprentice HVAC mechanic registration and certification requirements.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 8:010 and 815 KAR 8:030, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 8:010 and 815 KAR 8:030.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Suggested Amendment**  
**PUBLIC PROTECTION CABINET**  
**Department of Housing, Buildings and Construction**  
**Division of Heating, Ventilation and Air Conditioning**

**815 KAR 8:030. Apprentice HVAC mechanic registration and certification requirements.**

**Page 1**

**RELATES TO**

**Line 7**

After "198B.658, ", delete "198B.662,".

**Page 2**

**Section 2(1)(a)**

**Line 15**

After "A completed", insert "Apprentice".

After "HVAC", delete "Apprentice".

**Page 2**

**Section 2(1)(b)**

**Line 16**

After "A", insert "recent".

After "passport", insert "-sized, color".

Delete "size".

After "photograph", insert "of the applicant".

**Lines 16-17**

After "taken", insert the following:

within the past six (6) months

Delete the following:

not more than sixty (60) days prior to submittal

**Page 3**

**Section 2(2)**

**Line 1**

After "information. The", insert "Apprentice".

After "HVAC", delete "Apprentice".

**Page 3**

**Section 3(1)**

**Line 9**

After "(1) """, insert "Apprentice".

After "HVAC", delete "Apprentice".

**Page 3**

**Section 3(2)**

**Line 13**

After "at the", insert "Department".



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

**Matthew G. Bevin**  
Governor

**Steven A. Milby**  
Commissioner

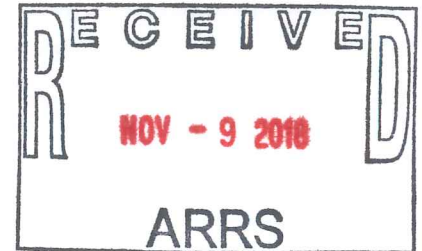
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Acting Secretary

**Timothy R. House**  
Deputy Commissioner

November 8, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



Re: 815 KAR 15:080. Boiler and pressure vessel licenses

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 15:080, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 15:080.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Staff-suggested Amendment**

**Version 11/6/2018 2:04 p.m.**

**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

**Division of Plumbing, Boiler Section**

**815 KAR 15:080. Boiler and pressure vessel licenses.**

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Line 20**

After "agency licenses, and", insert "requires".

Delete "authorizes".

**Page 2**

**Section 1(1)(c)**

**Line 12**

After "A passport-sized", delete ",,".

**Page 3**

**Section 1(3)**

**Line 10**

After "all requirements are met", insert "or".

Delete ",,".

**Page 4**

**Section 1(5)**

**Lines 12 and 13**

After "at any time he", delete "or she".

After "commences or severs his", delete "or her".

**Page 5**

**Section 2(1)(c)**

**Line 7**

After "who hold a license", insert "pursuant to".

Delete "under".

**Page 6**

**Section 3(1)(c)**

**Line 13**

After "A passport-sized", delete ",,".

**Page 8 and 9**

**Section 5(1)(a)-(d)**

**Lines 13-4**

After "License Application", insert "November 2018".

Delete "August 2018".

**Material Incorporated by Reference**

**PLB-BPV 1, Page 1**

After "**prefer to receive mail from the Department: #1: \_\_\_ #2: \_\_\_**", return and insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. **YES** or **NO** .

If you have been convicted of a felony or misdemeanor, you might not be able to receive a Kentucky Boiler and Pressure Vessel Contractor license at this time. Please contact the Boiler Section for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive or renew a Kentucky Boiler and Pressure Vessel Contractor license unless specified conditions are met. Please contact the Boiler Section for further information

Delete the following:

YES     or No    . I am (not) in default of any student loans backed by the KHEAA (Kentucky Higher Education Assistance Authority). If you marked yes you are in default of student loans backed by KHEAA, you cannot receive a Kentucky Boiler and Pressure Vessel Contractor license at this time.

YES     or NO    . I have (not) been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. If you marked yes you have been convicted of a felony or misdemeanor, you might not be eligible to receive a Kentucky Boiler and Pressure Vessel Contractor license at this time. Please contact the Boiler Section for further information

**Material Incorporated by Reference**

**PLB-BPV-3, Page 1**

After "**ASME piping code B31.1 or B31.3.**", return and insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. **YES** or **NO** .



If you have been convicted of a felony or misdemeanor, you might not be able to receive a Kentucky Owner's Piping Inspector license at this time. Please contact the Boiler Section for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive or renew a Kentucky Owner's Piping Inspector license unless specified conditions are met. Please contact the Boiler Section for further information

Delete the following:

YES\_\_ or No \_\_. I am (not) in default of any student loans backed by the KHEAA (Kentucky Higher Education Assistance Authority). If you marked yes you are in default of student loans backed by KHEAA, you cannot receive a Kentucky Boiler and Pressure Vessel Contractor license at this time.

YES\_\_ or NO \_\_. I have (not) been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. If you marked yes you have been convicted of a felony or misdemeanor, you might not receive a Kentucky Owner's Piping Inspector license at this time. Please contact the Boiler Section for further information

**Material Incorporated by Reference**

**All applicable pages**

**Edition dates**

**Lower right-hand corner**

After the form number, insert "(November 2018)".

Delete the previous edition date.



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

**Matthew G. Bevin**  
Governor

**Steven A. Milby**  
Commissioner

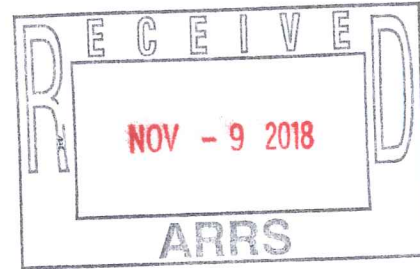
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**K. Gail Russell**  
Acting Secretary

**Timothy R. House**  
Deputy Commissioner

November 8, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



Re: **815 KAR 20:030**. Plumbing licenses.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 20:030, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 20:030.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Staff-suggested Amendment**

**Version 11/6/2018 2:38 p.m.**

**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

**Division of Plumbing**

**815 KAR 20:030. Plumbing licenses.**

**Page 1**

**STATUTORY AUTHORITY**

**Line 9**

After "318.054(3)", insert "318.130".

**Page 5**

**Section 2(5)(a)**

**Line 17**

After "examination for which he", delete "or she".

**Page 6**

**Section 2(5)(b)**

**Line 1**

After "the portion that he", delete "or she".

**Page 6**

**Section 2(5)(d)1.**

**Line 8**

After "successfully complete his", delete "or her".

**Page 7**

**Section 3(2)(b)1.**

**Line 5**

After "represent himself", delete "or herself".

**Page 7**

**Section 3(2)(b)2.**

**Line 7**

After "not represent himself", delete "or herself".

**Page 8**

**Section 4(2)(b)**

**Line 1**

After "day interim period", insert "established".  
Delete "described".

**Page 8**

**Section 5(1)(a)-(b)**

**Lines 12 and 13**

After "Form PLB-1,", insert "November 2018".

Delete "June 2018".

After "Form PLB-2", insert "November 2018".

Delete "June 2018".

**Material Incorporated by Reference**

**All applicable pages**

**Edition dates**

**Top left-hand and bottom right-hand corners**

After the form number, insert "November 2018".

Delete "August 2018".

**Material Incorporated by Reference**

**PLB-1, Page 2**

**Criminal Conviction Question**

After "**THIS SECTION MUST BE INITIALED:**", insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. YES or NO .

If you have been convicted of a felony or misdemeanor, you might not be able to receive a Master Plumber license at this time. Please contact the Plumbing Division for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive or renew a Master Plumber license unless specified conditions are met. Please contact the Plumbing Division for further information

Delete the following:

YES\_\_ or No \_\_.\_\_\_\_(Initial) I am (not) in default of any student loans backed by the KHEAA (Kentucky Higher Education Assistance Authority). I understand that if I am in default of any student loans backed by the KHEAA, I cannot receive a Kentucky Plumbing License at this time.

YES\_\_ or NO \_\_. I have (not) been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. If you have been convicted of a felony or misdemeanor, you might not be able to receive a Master Plumber license at this time. Please contact the Plumbing Division for further information

**Material Incorporated by Reference**

**PLB-2, Page 2**

**Criminal Conviction Question**

After **"THIS SECTION MUST BE INITIALED:"**, insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. YES or NO .

If you have been convicted of a felony or misdemeanor, you might not be able to receive a Master Plumber license at this time. Please contact the Plumbing Division for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive or renew a Master Plumber license unless specified conditions are met. Please contact the Plumbing Division for further information

Delete the following:

YES    or No    .        (Initial) I am (not) in default of any student loans backed by the KHEAA (Kentucky Higher Education Assistance Authority). I understand that if I am in default of any student loans backed by the KHEAA, I cannot receive a Kentucky Plumbing License at this time.

YES    or NO    . I have (not) been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. If you have been convicted of a felony or misdemeanor, you might not be able to receive a Master Plumber license at this time. Please contact the Plumbing Division for further information



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

**Matthew G. Bevin**  
Governor

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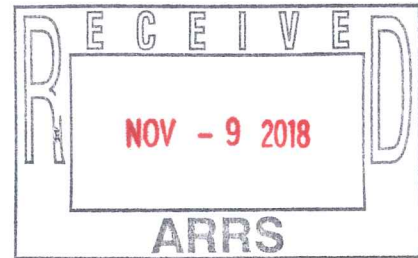
**K. Gail Russell**  
Acting Secretary

**Steven A. Milby**  
Commissioner

**Timothy R. House**  
Deputy Commissioner

November 8, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



Re: **815 KAR 25:001**. Definitions for 815 KAR Chapter 25; 815 KAR 25:020. Recreational Vehicles; 815 KAR 25:040. Fire safety requirements in manufactured and mobile homes; 815 KAR 25:050. Administration and enforcement of manufactured housing construction standards; 815 KAR 25:060. Licensing and certifications with manufactured homes and mobile homes; 815 KAR 25:090. Site preparation, installation, and inspection requirements; 815 KAR 25:100. Alternate dispute resolution and mediation program.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Suggested Amendment**  
**Public Protection Cabinet**  
**Department of Housing, Buildings and Construction**  
**Building Code Enforcement, Manufactured Housing Section**

**815 KAR 25:001. Definitions for 815 KAR Chapter 25.**

**Page 2**

**Section 1(9)**

**Line 11**

After "KRS", insert "227.550(4)".

Delete "227.550(5)".

**Page 2**

**Section 1(10)**

**Line 12**

After "KRS", insert "227.550(5)".

Delete "227.550(4)".

**Page 2**

**Section 1(11)**

**Line 14**

After "provided in", insert "Section R403 of".

After "Code,", insert the following:

incorporated by reference in 815 KAR 7:125

Delete "Section R403".



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

Matthew G. Bevin  
Governor

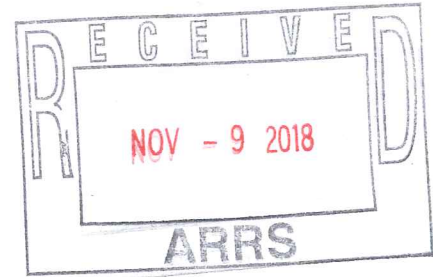
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November 8, 2018



Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601

Re: 815 KAR 25:001. Definitions for 815 KAR Chapter 25; **815 KAR 25:020**.  
Recreational Vehicles; 815 KAR 25:040. Fire safety requirements in manufactured and mobile  
homes; 815 KAR 25:050. Administration and enforcement of manufactured housing construction  
standards; 815 KAR 25:060. Licensing and certifications with manufactured homes and mobile  
homes; 815 KAR 25:090. Site preparation, installation, and inspection requirements; 815 KAR  
25:100. Alternate dispute resolution and mediation program.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the  
issues raised by 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815  
KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100, the Department of Housing, Buildings  
and Construction proposes the attached amendments to 815 KAR 25:001, 815 KAR 25:020, 815  
KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D



**REVISED:**  
**11/8/2018 9:07 AM**  
**Suggested Amendment**  
**Public Protection Cabinet**  
**Department of Housing, Buildings and Construction**  
**Building Code Enforcement, Manufactured Housing Section**

**815 KAR 25:020. Recreational vehicles.**

**Page 1**

**RELATES TO**

**Line 6**

After "227.550", insert " – 227.665".

Delete ", 227.660".

**Page 1**

**STATUTORY AUTHORITY**

**Line 7**

After "227.570,", delete "227.580,".

After "227.590,", delete "227.610,".

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Lines 8-15**

After "CONFORMITY: KRS", insert the following:

227.590(1) requires the Department of Housing, Buildings and Construction to promulgate administrative regulations reasonably necessary to effectuate KRS 227.550 to 227.660 and carry out the department's responsibility as a state administrative agency. KRS 227.570(1)(a) requires the department to promulgate administrative regulations establishing a process for licensing retailers and issuing certificates of acceptability to qualifying manufacturers. KRS 227.620(2) requires the department to promulgate administrative regulations establishing application and fee requirements for a retailer's license. KRS 227.620(4)(a) requires the department to establish fees for a retailer's license, a manufacturer's "certificate of acceptability," and "Class B," "Class B1," and "Class B2" seals, in

accordance with KRS 227.620(4)(a), 1. to 4. This administrative regulation establishes the requirements for retailers to obtain a license to sell recreational vehicles and the standards for issuing a certificate of acceptability to manufacturers of recreational vehicles.

Delete the remainder of the NECESSITY, FUNCTION, AND CONFORMITY paragraph in its entirety.

**Page 2**

**Section 2(2)**

**Line 12**

After "denied", insert the following:

in accordance with KRS 227.620(3)

Delete the remainder of subsection (2) in its entirety.

**Page 5**

**Section 3(6)**

**Line 16**

After "forfeited", insert period.

Delete semicolon.

**Page 5**

**Section 3(8)**

**Line 19**

Before "Proprietary", insert "(7)".

Delete "(8)".

**Page 6**

**Section 3(9)**

**Line 3**

Before "Alternative", insert "(8)".

Delete "(9)".

**Page 9**

**Section 7(2)(b)**

**Line 14**

After "new manufacturing facility", insert period.

**Page 10**

**Section 8(2)(c)**

**Line 7**

After "Provide", insert "documentation".

Delete "satisfactory assurance".

After "to the department", delete "by way".

**Line 8**

After "of the department that", insert the following:

confirms that a B seal is attached to

**Line 9**

After "offer for sale", delete ", bears a B seal".

**Page 10**

**Section 8(2)(e)**

**Line 11**

After "event", insert semicolon.

Delete period.

**Page 10**

**Section 8(2)(f)**

**Line 13**

After "Treasurer", insert semicolon.

Delete period.

**Page 10**

**Section 8(2)(g)**

**Line 14**

After "comply with the", insert the following:

Kentucky Fire Code, 815 KAR 10:060;

Delete the following:

applicable fire code requirements.

**Page 11**

**Second occurrence of Section 8 (Seals)**

**Line 9**

After "Section", insert "9".  
Delete "8".

**Page 12**

**Second occurrence of Section 8(2)(c)** (*now "Section 9"*)

**Line 2**

After "(c) Any", insert "retailer".  
Delete "dealer".

**Page 12**

**Second occurrence of Section 8(2)(c)4.** (*now "Section 9"*)

**Line 8**

After "specifications", insert "if".  
Delete "when".

**Page 12**

**Second occurrence of Section 8(3)(d)** (*now "Section 9"*)

**Lines 20-21**

After "seized by the department", insert "if there is".  
Delete "in the event".

**Page 13**

**Second occurrence of Section 8**(*now "Section 9"*), **second occurrence of subsection (4)** (*Denial and repossession of seals*)

**Line 14**

Before "Denial", insert "(5)".  
Delete "(4)".

**Page 13**

**Second occurrence of Section 8**(*now "Section 9"*), **second occurrence of subsection (4)**(*now "subsection (5)"*), **paragraph (b)**

**Line 19**

After "violations", insert the following:  
, and the retailer shall submit proof to the department that the violations were fixed

**Page 14**

**Second occurrence of Section 8 (Now "Section 9"), second occurrence of subsection (4) (Now, "Subsection (5)"), paragraph (d)**

**Line 1**

After "(d)", insert the following:

After the retailer submits proof that the violations have been fixed

Delete the following:

Upon satisfactory proof of compliance

**Page 14**

**Second occurrence of Section 8(5)(now "Section 9)**

**Line 3**

Before "Red", insert "(6)".

Delete "(5)".

**Page 14**

**Section 9**

**Line 9**

After "Section", insert "10.".

Delete "9."

**Page 14**

**Section 9(1)(a) (Now "Section 10.")**

**Line 11**

After " Acceptability", ", insert "November".

Delete "August".

**Page 14**

**Section 9(1)(c) (Now "Section 10.")**

**Line 13**

After " Application", ", insert "November".

Delete "August".

**Page 14**

**Section 9(1)(d) (Now "Section 10.")**

**Line 15**

After " Application", ", insert "November".

Delete "August".

**Page 14**

**Section 9(1)(e)** (Now "Section 10.")

**Line 16**

After "2018;", delete "and".

**Page 14**

**Section 9(1)(f)** (Now "Section 10.")

**Line 17**

After "2018", insert the following:

i

(g) "Form HBV RV-7, Recreational Vehicle Unit Certification Format", August 2018;

(h) "NFPA 1192, Standard on Recreational Vehicles", 2018; and

(i) "ANSI A119.5, Park Trailers", 2015.

---

**MATERIAL INCORPORATED BY REFERENCE:**

**MH/RV-1 "Application for Certificate of Acceptability"**

**Criminal Conviction Question**

After "**INITIAL ALL THAT APPLY:**", insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. **YES** or **NO** .

If you have been convicted of a felony or misdemeanor, you might not be able to receive a Certificate of Acceptability at this time. Please contact the Manufactured Housing Section for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive a Certificate of Acceptability unless specified conditions are met. Please contact the Manufactured Housing Section for further information.

Delete the remainder of the Criminal Conviction/Student Loan portion of the form through "for further information." in the second paragraph on student loans.

**Bottom right corner of form (all pages)**



**Edition date**

After "RV-1(", insert "November".

Delete "August".

---

**HBC RV-2 "RECREATIONAL VEHICLE RETAILER APPLICATION"**

**Criminal Conviction Question**

After "**INITIAL ALL THAT APPLY:**", insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. **YES** or **NO** .

If you have been convicted of a felony or misdemeanor, you might not be able to receive a recreational vehicle retailer license at this time. Please contact the Manufactured Housing Section for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive a recreational vehicle retailer license unless specified conditions are met. Please contact the Manufactured Housing Section for further information.

Delete the remainder of the Criminal Conviction/Student Loan portion of the form through "for further information." in the second paragraph on student loans.

**Bottom right corner of form (all pages)**

**Edition date**

After "RV-2(", insert "November".

Delete "August".

---

**HBC MH/RV-3 "LICENSE AND CERTIFICATION RENEWAL APPLICATION"**

**Criminal Conviction Question**

After "**INITIAL ALL THAT APPLY:**", insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. **YES** or **NO** .

If you have been convicted of a felony or misdemeanor, you might not be able to receive a license or certification at this time. Please contact the Manufactured Housing Section for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive a license or certification unless specified conditions are met. Please contact the Manufactured Housing Section for further information.

Delete the remainder of the Criminal Conviction/Student Loan portion of the form through "for further information." in the second paragraph on student loans.

**Bottom right corner of form (all pages)**

**Edition date**

After "RV-2(", insert "November".

Delete "August".

---





**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

Matthew G. Bevin  
Governor

Steven A. Milby  
Commissioner

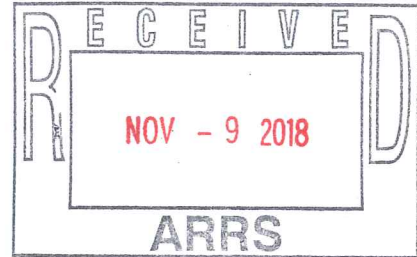
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601-5412  
Phone: 502-573-0365  
Fax: 502-573-1057  
www.dhbc.ky.gov

K. Gail Russell  
Acting Secretary

Timothy R. House  
Deputy Commissioner

November 8, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



Re: 815 KAR 25:001. Definitions for 815 KAR Chapter 25; 815 KAR 25:020. Recreational Vehicles; **815 KAR 25:040**. Fire safety requirements in manufactured and mobile homes; 815 KAR 25:050. Administration and enforcement of manufactured housing construction standards; 815 KAR 25:060. Licensing and certifications with manufactured homes and mobile homes; 815 KAR 25:090. Site preparation, installation, and inspection requirements; 815 KAR 25:100. Alternate dispute resolution and mediation program.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Suggested Amendment**  
**Public Protection Cabinet**  
**Department of Housing, Buildings and Construction**  
**Building Code Enforcement, Manufactured Housing Section**

**815 KAR 25:040. Fire safety requirements in manufactured and mobile homes.**

**Page 1**

**RELATES TO**

**Line 6**

After "TO: KRS", insert the following:

219.310-219.410, 227.555, 227.590, 227.630

Delete the remainder of the RELATES TO paragraph in its entirety.

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Lines 8-9**

After "227.590 requires the", insert the following:

Department of Housing, Buildings and Construction

Delete "department".

**Page 3**

**Section 3**

**Line 6**

After "2018", insert the following:

, is incorporated by reference



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

Matthew G. Bevin  
Governor

Steven A. Milby  
Commissioner

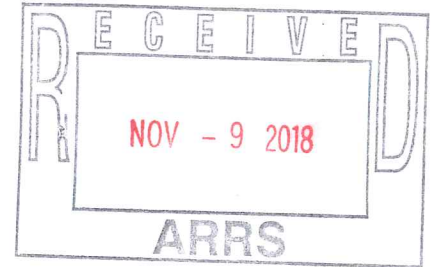
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Administrative Regulation Review Subcommittee  
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029, Capitol Annex  
Frankfort, Kentucky 40601



Re: 815 KAR 25:001. Definitions for 815 KAR Chapter 25; 815 KAR 25:020. Recreational Vehicles; 815 KAR 25:040. Fire safety requirements in manufactured and mobile homes; **815 KAR 25:050**. Administration and enforcement of manufactured housing construction standards; 815 KAR 25:060. Licensing and certifications with manufactured homes and mobile homes; 815 KAR 25:090. Site preparation, installation, and inspection requirements; 815 KAR 25:100. Alternate dispute resolution and mediation program.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**REVISED:**

**11/8/2018 9:08 AM**

**Suggested Amendment**

**Public Protection Cabinet**

**Department of Housing, Buildings and Construction**

**Building Code Enforcement, Manufactured Housing Section**

**815 KAR 25:050. Administration and enforcement of manufactured housing construction standards.**

**Page 1**

**RELATES TO**

**Line 7**

After "227.550", insert "- 227.665".

Delete the following:

, 227.555, 227.570, 227.580, 227.590, 227.600

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Lines 10-11**

After "227.590 requires the", insert the following:

Department of Housing, Buildings and Construction

Delete "department".

**Lines 13-14**

After "227.600", insert the following:

requires the department to establish forms for application for seals of approval for previously owned manufactured homes or mobile homes which are not covered by the National Manufactured Housing Construction and Safety Standards Act and for previously owned recreational vehicles.

Delete the following:

establishes B seal requirements for manufactured or mobile homes.

**Lines 16-17**

After "homes, and", insert "for".

Delete "when a".

After "B seal", insert "application requirements".

Delete the remainder of the NECESSITY, FUNCTION, AND CONFORMITY paragraph in its entirety.

**Page 2**

**Section 1(2)**

**Line 11**

After "administrative regulation", delete the remainder of subsection (2) in its entirety.

**Page 3**

**Section 2(2)**

**Lines 1-2**

After "Section", insert the following:

3(1) through (3) of this administrative regulation

Delete the remainder of subsection (2) in its entirety.

**Page 3**

**Section 3**

**Line 3**

After "Records.", delete "(1)".

**Page 3**

**Section 3(1)(a)**

**Line 7**

Before "Sales", insert "(1)".

Delete "(a)".

**Page 3**

**Section 3(1)(b)**

**Line 9**

Before "Unit", insert "(2)".

Delete "(b)".

**Page 3**

**Section 3(1)(c)**

**Line 10**

Before "Monthly", insert "(3)".

Delete "(c)".

**Page 3**

**Section 4(2)(a)**

**Line 17**

After "violation of", delete "applicable".

After "standards", insert the following:  
contained in the federal act

**Page 3**

**Section 4(2)(c)**

**Line 19**

After "violates", delete "applicable".

After "standards", insert the following:  
contained in the federal act

**Page 4**

**Section 5(1)**

**Line 3**

After "requirements", insert the following:  
contained in the federal act

**Page 4**

**Section 6(1)(b)5.**

**Line 16**

After "Electrical;", insert "and".

**Page 4**

**Section 6(2)1.**

**Line 19**

Before "Perform", insert "(a)".

Delete "1."

**Page 4**

**Section 6(2)2.**

**Line 20**

Before "Apply", insert "(b)".

Delete "2."

**Page 5**

**Section 7(1)**

**Line 3**

After "affix a", insert "B1".



Delete "B".

**Page 5**

**Section 7(1)**

**Lines 4-5**

After "noncompliance with", insert the following:  
the federal act

Delete the following:  
the applicable federal standards

**Page 6**

**Section 8(1)(b)**

**Line 6**

After "(b)", insert "1".

**Page 6**

**Section 8(1)(c)**

**Line 6**

Before "Accompanied by notification", insert "2".  
Delete "(c)".

**Page 6**

**Section 8(2)(a)3.**

**Line 11**

After "Void", insert "if".  
Delete "when".

**Page 7**

**Section 9(1)(a)**

**Line 7**

After "(1)", delete "(a)".

**Page 7**

**Section 9(1)(b)**

**Line 10**

Before "A retailer", insert "(2)".  
Delete "(b)".

**Page 7**

**Section 9(1)(c)**

**Line 13**

Before "A retailer", insert "(3)".

Delete "(c)".

**Page 8**

**Section 11(3)**

**Line 11**

After "is sold", insert "shall".

Delete "does".

After "not apply", insert "if".

Delete "when".

**Page 9**

**Section 13(1)(f)**

**Line 13**

After "Purchasing", delete " "B" ".

**Page 9**

**Section 13(1)(h)**

**Line 15**

After "2018", insert period.

Delete "; and".

---

**Material Incorporated by Reference:**

**"Unit Inspection for B-Seal"**

**Top left corner**

Insert the following:

HBC MH-16

August 2018





**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

Matthew G. Bevin  
Governor

Steven A. Milby  
Commissioner

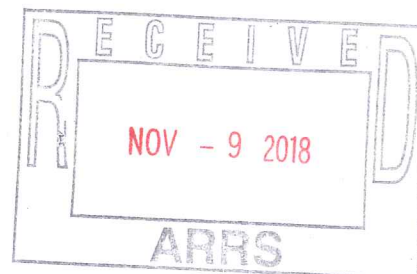
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Deputy Commissioner

November 8, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



Re: 815 KAR 25:001. Definitions for 815 KAR Chapter 25; 815 KAR 25:020. Recreational Vehicles; 815 KAR 25:040. Fire safety requirements in manufactured and mobile homes; 815 KAR 25:050. Administration and enforcement of manufactured housing construction standards; **815 KAR 25:060**. Licensing and certifications with manufactured homes and mobile homes; 815 KAR 25:090. Site preparation, installation, and inspection requirements; 815 KAR 25:100. Alternate dispute resolution and mediation program.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**REVISED:**

**11/8/2018 9:26 AM**

**Suggested Amendment**

**Public Protection Cabinet**

**Department of Housing, Buildings and Construction**

**Building Code Enforcement, Manufactured Housing Section**

**815 KAR 25:060. Licensing and certifications with manufactured homes and mobile homes.**

**Page 1**

**STATUTORY AUTHORITY**

**Line 9**

After "KRS", delete "227.560,".

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Lines 10-11**

After "227.590 requires the", insert the following:

Department of Housing, Buildings and Construction

Delete "department".

**Lines 13-14**

After "mobile homes.", delete beginning with "KRS 227.560(1)" through "qualifying manufacturers."

**Page 4**

**Section 1(3)**

**Line 6**

After "park", insert period.

Delete semicolon.

**Page 8**

**Section 3(4)**

**Line 11**

After "Seal.", delete "(a)".

**Page 8**

**Section 3(4)(a)1.**

**Line 14**

Before "1.", insert "(a)".

Delete "1."

**Page 8**

**Section 3(4)(a)2.**

**Line 15**

Before "2.", insert "(b)".

Delete "2."

**Page 8**

**Section 3(4)(a)2.a.**

**Line 16**

Before "a.", insert "1.".

Delete "a."

**Page 8**

**Section 3(4)(a)2.b.**

**Line 17**

Before "b.", insert "2.".

Delete "b."

**Page 11**

**Section 6(1)(a)**

**Line 10**

After "2018", insert semicolon.

**Page 11**

**Section 6(1)(a)**

**Line 10**

After "Homes", ", insert "November".

Delete "August".

**Page 11**

**Section 6(1)(b)**

**Lines 11-12**

After " License", ", insert "November".  
Delete "August".

**Page 11**

**Section 6(1)(c)**

**Line 13**

After " Application", ", insert "November".  
Delete "August".

**Page 11**

**Section 6(1)(d)**

**Line 14**

After " Renewal", ", insert "November".  
Delete "August".

---

**MATERIAL INCORPORATED BY REFERENCE**

**HBC MH-2 "APPLICATION FOR MANUFACTURED HOME RETAILER LICENSE"**

**Criminal Conviction Question**

After "**INITIAL ALL THAT APPLY:**", insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. **YES** or **NO** .

If you have been convicted of a felony or misdemeanor, you might not be able to receive a Kentucky retailer's license at this time. Please contact the Manufactured Housing Section for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive a Kentucky retailer's license unless specified conditions are met. Please contact the Manufactured Housing Section for further information.

Delete the remainder of the Criminal Conviction/Student Loan portion of the form through "for further information." in the second paragraph on student loans.

**Bottom right corner of form (all pages)**

**Edition date**

After "MH-2(", insert "November".  
Delete "August".



## **HBC MH-3 "CERTIFIED INSTALLER APPLICATION"**

### **Criminal Conviction Question**

After "**INITIAL ALL THAT APPLY:**", insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. **YES** or **NO** .

If you have been convicted of a felony or misdemeanor, you might not be able to receive a certified installer certification at this time. Please contact the Manufactured Housing Section for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive a certified installer certification unless specified conditions are met. Please contact the Manufactured Housing Section for further information.

Delete the remainder of the Criminal Conviction/Student Loan portion of the form through "for further information." in the second paragraph on student loans.

### **Bottom right corner of form (all pages)**

#### **Edition date**

After "MH-3(", insert "November".

Delete "August".

---

## **MH/RV-1 "Application for Certificate of Acceptability"**

### **Criminal Conviction Question**

After "**INITIAL ALL THAT APPLY:**", insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. **YES** or **NO** .

If you have been convicted of a felony or misdemeanor, you might not be able to receive a Certificate of Acceptability at this time. Please contact the Manufactured Housing Section for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive a Certificate of Acceptability unless specified conditions are met. Please contact the Manufactured Housing Section for further information.

Delete the remainder of the Criminal Conviction/Student Loan portion of the form through "for further information." in the second paragraph on student loans.

**Bottom right corner of form (all pages)**

**Edition date**

After "RV-1(", insert "November".

Delete "August".

---

**HBC MH/RV-3 "LICENSE AND CERTIFICATION RENEWAL APPLICATION"**

**Criminal Conviction Question**

After "**INITIAL ALL THAT APPLY:**", insert the following:

I have been convicted of a felony or a misdemeanor in the Commonwealth of Kentucky, any other state, or the United States. **YES** or **NO** .

If you have been convicted of a felony or misdemeanor, you might not be able to receive a license or certification at this time. Please contact the Manufactured Housing Section for further information.

Pursuant to KRS 164.772, if you are in default of student loans backed by the Kentucky Higher Education Assistance Authority, you cannot receive a license or certification unless specified conditions are met. Please contact the Manufactured Housing Section for further information.

Delete the remainder of the Criminal Conviction/Student Loan portion of the form through "for further information." in the second paragraph on student loans.

**Bottom right corner of form (all pages)**

**Edition date**

After "RV-2(", insert "November".

Delete "August".

---



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

Matthew G. Bevin  
Governor

Steven A. Milby  
Commissioner

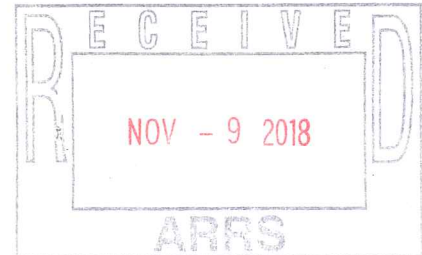
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November 8, 2018

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029, Capitol Annex  
Frankfort, Kentucky 40601



Re: 815 KAR 25:001. Definitions for 815 KAR Chapter 25; 815 KAR 25:020. Recreational Vehicles; 815 KAR 25:040. Fire safety requirements in manufactured and mobile homes; 815 KAR 25:050. Administration and enforcement of manufactured housing construction standards; 815 KAR 25:060. Licensing and certifications with manufactured homes and mobile homes; **815 KAR 25:090**. Site preparation, installation, and inspection requirements; 815 KAR 25:100. Alternate dispute resolution and mediation program.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100.

Sincerely,

David R. Startzman  
General Counsel  
Department of Housing, Buildings  
and Construction  
101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Suggested Amendment**  
**Public Protection Cabinet**  
**Department of Housing, Buildings and Construction**  
**Building Code Enforcement, Manufactured Housing Section**

**815 KAR 25:090. Site preparation, installation, and inspection requirements.**

**Page 1**

**RELATES TO**

**Line 8**

After "CFR 3285", insert "24 C.F.R. 3286.7".

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Lines 10-11**

After "227.570 requires the", insert the following:

Department of Housing, Buildings and Construction

Delete "department".

**Page 6**

**Section 2(1)(c)**

**Line 14**

After "Form", insert "HBC MH-10".

Delete "KMH 101".

**Page 6**

**Section 2(1)(c)1.**

**Line 15**

After "Form", insert "HBC MH-10".

Delete "KMH 101".

**Page 10**

**Section 3(2)(c)2.b.**

**Line 12**

After "purchaser, and", delete comma.

**Page 10**

**Section 3(2)(c)2.c.**



**Line 17**

After "purchaser, and", delete comma.

**Page 10**

**Section 3(2)(c)2.c.1.**

**Line 18**

Before "1.", insert "(i)".

Delete "1."

**Page 10**

**Section 3(2)(c)2.c.2.**

**Line 20**

Before "2.", insert "(ii)".

Delete "2."

After "deficiencies", delete comma.



**PUBLIC PROTECTION CABINET**

**Department of Housing, Buildings and Construction**

Matthew G. Bevin  
Governor

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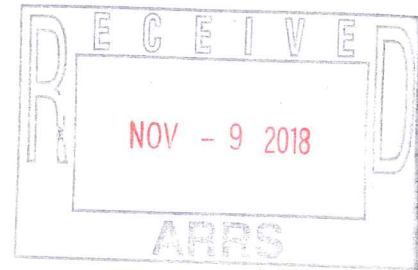
K. Gail Russell  
Acting Secretary

Steven A. Milby  
Commissioner

Timothy R. House  
Deputy Commissioner

November 8, 2018

Senator Ernie Harris, Co-Chair  
Representative David Hale, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission  
029, Capitol Annex  
Frankfort, Kentucky 40601



Re: 815 KAR 25:001. Definitions for 815 KAR Chapter 25; 815 KAR 25:020. Recreational Vehicles; 815 KAR 25:040. Fire safety requirements in manufactured and mobile homes; 815 KAR 25:050. Administration and enforcement of manufactured housing construction standards; 815 KAR 25:060. Licensing and certifications with manufactured homes and mobile homes; 815 KAR 25:090. Site preparation, installation, and inspection requirements; **815 KAR 25:100**. Alternate dispute resolution and mediation program.

Dear Co-Chairs Harris and Hale:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100, the Department of Housing, Buildings and Construction proposes the attached amendments to 815 KAR 25:001, 815 KAR 25:020, 815 KAR 25:040, 815 KAR 25:050, 815 KAR 25:060, 815 KAR 25:090, and 815 KAR 25:100.

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David R. Startzman  
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Department of Housing, Buildings  
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101 Sea Hero Road, Suite 100  
Frankfort, Kentucky 40601



An Equal Opportunity Employer M/F/D

**Suggested Amendment  
Public Protection Cabinet  
Department of Housing, Buildings and Construction  
Building Code Enforcement, Manufactured Housing Section**

**815 KAR 25:100. Alternative dispute resolution and mediation program.**

**Page 1**

**RELATES TO**

**Line 6**

After "KRS", insert "13B".

**Page 1**

**STATUTORY AUTHORITY**

**Line 7**

After "KRS", insert "227.590(1)".

After "227.640(4)", delete ", 227.590(1)".

**Page 1**

**NECESSITY, FUNCTION, AND CONFORMITY**

**Lines 8-9**

After "227.590(1) requires the", insert the following:

Department of Housing, Buildings and Construction

Delete "department".

**Page 3**

**Section 3(3)**

**Line 2**

After "agreement", insert "of".

Delete "by".

**Page 3**

**Section 3(5)**

**Line 10**

After "only if", insert "each participant is".

Delete "all participants are".

After "present and", delete "each party".

**Page 3**

**Section 3(7)**

**Line 14**

Before "Participation", insert "(6)".

Delete "(7)".

**NOTE TO REGULATIONS COMPILER:**

*Please re-number remaining subsections accordingly.*

**Page 4**

**Section 3(10)**

**Line 3**

After "executed by the", insert "participants".

Delete "parties".