

CHAPTER 386**(HB 561)**

AN ACT relating to public protection.

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

Section 1. KRS 95A.040 is amended to read as follows:

- (1) The commission shall ~~have authority to~~ make full and complete studies, recommendations and reports to the Governor, *the Kentucky Community and Technical College System*, and the Legislature for the purpose of *establishing*:
 - (a) ~~Suggesting~~ Minimum standards and education of fire protection personnel appointed to positions in municipal fire departments, who are to be engaged in fire protection to include fire suppression, fire prevention, arson investigation and other allied fields;
 - (b) ~~Suggesting~~ Basic minimum courses of training for fire protection personnel;
 - (c) ~~Suggesting~~ Procedure for the certification of fire protection personnel and the certification of fire protection instructors.
- (2) The commission shall have the authority to:
 - (a) Certify fire protection training and education programs as having attained the minimum required standards suggested by such commission;
 - (b) Certify instructors as having qualified as fire protection instructors under such conditions as the commission may prescribe;
 - (c) Direct research in the field of fire protection and accept gifts and grants for such purposes;
 - (d) Recommend curricula for advanced courses and seminars in fire science training in colleges and institutions of higher education.
- (3) The commission shall have authority to receive and to the extent required by federal law to disburse all grants and funds from the federal government for the purpose of fire protection personnel training and education. Except as otherwise provided by law, the *commission* ~~Department of Insurance~~ shall administer all state programs and all state and federally funded grant programs related to fire protection personnel training and education.

Section 2. KRS 198B.664 is amended to read as follows:

- (1) Every master heating, ventilation, and air conditioning contractor's license and journeyman heating, ventilation, and air conditioning mechanic's license issued by the board ~~shall expire on June 30 of each year and~~ may be renewed *annually*, upon payment of a renewal fee ~~prior to July 1 of each year~~. Failure to renew shall cause the license to expire.
- (2) Applications for restoration may be made within ninety (90) days of expiration of a license upon payment of the renewal fee, payment of a restoration fee, and if applicable proof of insurance as required by KRS 198B.668.
- (3) Those persons previously licensed by the board as a master heating, ventilation, and air conditioning contractor and not engaged in the practice of heating, ventilating, and air conditioning contracting in the Commonwealth may apply and be granted inactive status by the board in accordance with administrative regulations promulgated by the board.

Licensees granted inactive status shall not retain the right to statewide practice of heating, ventilation, and air conditioning contracting. An inactive license shall not be a valid license. A licensee on inactive status may petition the board for restoration of a license to practice actively. The petitioner shall pay a reactivation fee, provide proof of the satisfaction of all other requirements as determined by the board, and obtain the insurance as required by KRS 198B.668.

Section 3. KRS 198B.686 is amended to read as follows:

- (1) Effective July 1, 1995, any person for whom licensure or certification is required who is not licensed or certified by the board and practices heating, ventilation, and air conditioning contracting services shall be guilty of a Class A misdemeanor. Each violation shall be regarded as a separate offense.
- (2) ***Any person who advertises or otherwise holds himself out as being a licensed master or journeyman heating, ventilation, or air conditioning contractor and is not so licensed shall be guilty of a Class A misdemeanor. Each violation shall be regarded as a separate offense.***

Section 4. The following KRS sections are repealed:

17.260 Expenditure of allotted funds.

17.270 List of approved expenditures.

Approved April 7, 2000

