Technical Amendment
November 10, 2022
EDUCATION AND LABOR CABINET
(Technical Amendment)

803 KAR 2:405. Fire protection and prevention.

RELATES TO: KRS 338.051(3), 338.061, 29 C.F.R. 1926.150-159
STATUTORY AUTHORITY: KRS 338.051, 338.061
NECESSITY, FUNCTION, AND CONFORMITY: KRS 338.051(3) requires the Kentucky Occupational Safety and Health Standards Board to promulgate occupational safety and health administrative regulations and authorizes the chairman to reference federal standards without board approval if necessary to meet federal time requirements. KRS 338.061 authorizes the board to establish, modify, or repeal standards and reference federal standards. This administrative regulation establishes standards that are enforced by the Department of Workplace Standards in construction.

Section 1. Definitions.
(1) "Assistant secretary" means Secretary, Education and Labor Cabinet or Commissioner, Department of Workplace Standards, Education and Labor Cabinet.
(2) "C.F.R." means Code of Federal Regulations.
(3) "Employee" is defined by KRS 338.015(2).
(4) "Employer" is defined by KRS 338.0151(1).

Section 2. Except as established in Section 1 of this administrative regulation, the construction industry shall comply with 29 C.F.R. 1926 Subpart F, Fire Protection and Prevention published in the Office of the Federal Register, National Archives and Records Services, General Services Administration.
(16 Ky.R. 710; eff. 12-15-1989; 20 Ky.R. 2711; eff. 5-11-1994; 23 Ky.R. 3946; eff. 7-17-1997; 25 Ky.R. 2459; eff. 6-16-1999; TAm eff. 9-8-2011; 38 Ky.R. 2040; 39 Ky.R. 217; eff. 8-31-2012; 47 Ky.R. 1636, 2380; eff. 8-3-2021; TAm eff. 11-10-2022.)
FILED WITH LRC: November 10, 2022