

PUBLIC PROTECTION CABINET
Department of Housing, Buildings and Construction
(Amendment)

815 KAR 4:025. Permit and inspection fees for new and altered elevators, chairlifts, fixed guideway systems, and platform lifts.

RELATES TO: KRS 198B.050, 198B.400-198B.540

STATUTORY AUTHORITY: KRS 198B.060, 198B.4009, 198B.490, 198B.520

CERTIFICATION STATEMENT:

NECESSITY, FUNCTION, AND CONFORMITY: KRS 198B.420 requires the Department of Housing, Buildings and Construction to administer all aspects of the State Elevator and Fixed Guideway System Inspection Program. KRS 198B.520 requires a permit to be obtained prior to the construction, installation, or alteration of an elevator or fixed guideway system. KRS 198B.490 requires the department to promulgate administrative regulations governing the safety and inspection of elevators and fixed guideway systems and authorizes the department to establish reasonable fees to be charged for each inspection. KRS 198B.060(18) authorizes the department to establish a schedule of fees for the functions performed under KRS Chapter 198B. This administrative regulation establishes the permit and inspection fees for passenger elevators, freight elevators, chairlifts, fixed guideway systems, and platform lifts.

Section 1. Definitions.

(1) "Alteration":

(a) Means a change that is made to an elevator, elevator equipment, elevator device, chairlift, fixed guideway system or platform lift; and

(b) Does not mean maintenance, repair, or replacement of parts in kind.

(2) "Elevator" is defined by KRS 198B.400(1).

(3) "Fixed guideway system" is defined by KRS 198B.400(11).

Section 2. Issuance of Permits.

(1) Permits to construct, install, or alter an elevator, chairlift, fixed guideway system, or platform lift shall only be issued to a Kentucky licensed elevator contractor.

(2) A Kentucky licensed elevator mechanic shall not construct, install, or alter an elevator, chairlift, fixed guideway system, or platform lift unless the work is performed under the supervision of a Kentucky licensed elevator contractor or exempt from supervision under the provisions of KRS 198B.4009(2).

Section 3. Permit Required.

(1) An application shall be made for a permit prior to construction, installation, or alteration of an elevator, chairlift, fixed guideway system, or platform lift on one (1) of the following:

(a) Form EV-1, Elevator Construction and Installation Permit Application; or

(b) Form EV-2, Elevator Alteration Permit Application.

(2) An application shall be submitted to the department before commencing elevator, chairlift, fixed guideway system, or platform lift work that requires a permit.

Section 4. Construction, Installation, and Alteration Permit Fees. Permit and inspection fees for passenger and freight elevators, escalators, moving sidewalks, fixed guideway systems, residential and commercial chair lifts and platform lifts, dumb waiters, and Limited Use Limited Access elevators ~~for passenger elevators, freight elevators, chairlifts, fixed guideway systems, and platform lifts~~ shall be as follows:

(1) Passenger and freight elevators: Base fee of \$400, plus \$25 for each floor above the eighth floor (this includes all floors or levels above and below grade to which the elevator

provides access);

(2) Escalators and moving sidewalks: \$400;

(3) Fixed guideway system: \$150;

(4) Residential and commercial chair lifts and platform lifts: \$150;

(5) Dumb waiter: \$150; and

(6) Limited Use Limited Access elevators: \$150.

{Horsepower (per unit)}	{Permit Fee}
{Zero (0) to five (5)}	{85}
{Six (6) to ten (10)}	{100}
{More than ten (10)}	{100 plus \$10 for each additional horsepower exceeding ten (10)}

Section 5. Inspection Fees.

(1)

~~{(a)}~~ Each passenger elevator, freight elevator, chairlift, fixed guideway system, or platform lift permit shall include up to two (2) inspections at no additional cost.

(2) ~~{(b)}~~ All passenger elevator, freight elevator, chairlift, fixed guideway system, or platform lift inspections in excess of the two (2) provided with the purchase of the permit shall be performed at the rate of the original permit fee per inspection.

(3) ~~{(2)}~~ Payment for all necessary permits and inspections shall be received by the department prior to final approval of an elevator, chairlift, fixed guideway system, or platform lift construction, installation, or alteration being granted.

Section 6. Elevator Inspection Checklist.

(1) Prior to requesting a final inspection of the constructed, installed, or altered elevator, the elevator contractor shall submit a completed Elevator Inspection Violation Reference List for New and Existing Elevator Devices and Scheduling Checklist, Form EV-3, to the department.

(2) Prior to requesting a final inspection of the constructed, installed, or altered escalator, the elevator contractor shall submit a completed Escalator Inspection Violation Reference List for New and Existing Escalators and Scheduling Checklist, Form EV-4, to the department.

(3) Prior to requesting a final inspection of the constructed or installed private residence elevator, the elevator contractor shall submit a completed Private Residence Inspection Violation Reference List for New Elevators and Scheduling Checklist, Form EV-5, to the department.

(4) Prior to requesting a final inspection of the constructed or installed private residence chairlift, the elevator contractor shall submit a completed Private Residence Chairlift Inspection Test Form, Form EV-6, to the department.

Section 7. Certificate of Approval. Upon the satisfactory completion of final inspection of the constructed, installed, or altered elevator, chairlift, fixed guideway system, or platform lift a certificate of approval shall be issued by the department.

Section 8. Expiration of Permits. An elevator permit issued pursuant to this administrative regulation shall be subject to revocation, expiration, or extension pursuant to the provisions of KRS 198B.520.

Section 9. Incorporation by Reference.

(1) The following material is incorporated by reference:

- (a) "Elevator Construction and Installation Permit Application", Form EV-1, May 2020;~~and~~
 - (b) "Elevator Alteration Permit Application", Form EV-2, May 2020;~~and~~
 - (c) "Elevator Inspection Violation Reference List for New and Existing Elevator Devices and Scheduling Checklist", Form EV-5, April, 2026;~~EV-3, May 2021.~~
 - (d) "Escalator Inspection Violation Reference List for New and Existing Escalators and Scheduling Checklist", Form EV-6, April 2026;
 - (e) "Private Residence Inspection Violation Reference List for New Elevators and Scheduling Checklist", Form EV-7, April 2026; and
 - (f) "Private Residence Chairlift Inspection Test Form", Form EV-8, April 2026.
- (2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Kentucky Department of Housing, Buildings and Construction; 500 Mero Street, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m.

RAY A. PERRY, Secretary

JONATHAN M. FULLER, Commissioner

APPROVED BY AGENCY: April 9, 2026

FILED WITH LRC: April 10, 2026 at 12:00 p.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on June 23, 2026, at 9 a.m., in the Department of Housing, Buildings and Construction, 500 Mero Street, First Floor, Frankfort, Kentucky 40601. Individuals interested in being heard at this hearing shall notify this agency in writing by five workdays prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing was received by that date, the hearing may be cancelled. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through June 30, 2026 at 11:59 p.m., eastern time. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: Jonathon M. Fuller, Commissioner, Department of Housing, Buildings and Construction, 500 Mero Street, 1st Floor, Frankfort, Kentucky 40601, Phone: (502) 782-0617, Fax: (502) 573-1057, Email: max.fuller@ky.gov

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact Person: Jonathan M. Fuller

Subject Headings:

(1) Provide a brief summary of:

(a) What this administrative regulation does:

The administrative regulation establishes the permit and inspection fees for new and altered elevators, chairlifts, fixed guideway systems, and platform lifts within the Commonwealth.

(b) The necessity of this administrative regulation:

This administrative regulation is necessary to establish permit and inspection fees for new and altered elevators, chairlifts, fixed guideway systems and platform lifts.

(c) How this administrative regulation conforms to the content of the authorizing statutes:

KRS 198B.420 requires the Department of Housing, Buildings and Construction to administer all aspects of the State Elevator and Fixed Guideway System Inspection Program. KRS 198B.520 requires a permit to be obtained prior to the construction, installation, or alteration of an elevator or fixed guideway system. KRS 198B.490 requires the department to promulgate administrative regulations governing the safety and inspection of elevators and fixed guideway systems and authorizes the department to establish reasonable fees to be charged for each inspection. KRS 198B.060(18) authorizes the department to establish a schedule of fees for the functions performed under KRS Chapter 198B.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

This administrative regulation directly implements the authorizing statutes by establishing permit and inspection fees to govern the safety of elevators and fixed guideway systems within the Commonwealth and creates three new forms to ensure a unit is ready for final inspection.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation:

This amendment removes a fee chart distinguishing units by horsepower, enumerates the types of units requiring inspection, and adds specific fees for the enumerated units. This amendment also updates the pre-inspection checklist for elevators and incorporates pre-inspection checklists for escalators, private residence chairlifts, and private residence elevators.

(b) The necessity of the amendment to this administrative regulation:

This amendment is necessary to ensure the elevator inspection branch continues to maintain a stable revenue. The technology for elevators and fixed guideway systems is evolving to require less horsepower. Accordingly, a fee schedule based on horsepower meant the fees collected would continue to decrease. This amendment is also necessary to create new forms that will be utilized to ensure a unit is ready for final inspection.

(c) How the amendment conforms to the content of the authorizing statutes:

KRS 198B.420 requires the Department of Housing, Buildings and Construction to administer all aspects of the State Elevator and Fixed Guideway System Inspection Program. KRS 198B.520 requires a permit to be obtained prior to the construction, installation, or alteration of an elevator or fixed guideway system. KRS 198B.490 requires the department to promulgate administrative regulations governing the safety and inspection of elevators and fixed guideway systems and authorizes the department to establish reasonable fees to be charged for each inspection. KRS 198B.060(18) authorizes the department to establish a schedule of fees for the functions performed under KRS Chapter 198B.

(d) How the amendment will assist in the effective administration of the statutes:

This amendment will increase revenue to the elevator inspection branch which is needed to retain its current workforce as well as to fund the future hiring of additional personnel to accommodate the growing number of units requiring inspection. Rising personnel costs are outpacing current revenues in spite of an approximately 33% reduction in operating costs since FY21. FY24 expenditures exceeded total revenues by \$56,437. FY25 expenditures are projected to exceed total revenues by \$185,600.

(3) Does this administrative regulation or amendment implement legislation from the previous five years? No.

(4) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

Any individual or business with a conveyance of the type regulated by this administrative regulation and elevator contractors will be affected. More specifically, the elevator section's data reflects there are currently 14,826 building locations with a total of 30,462 conveyances for inspection, and an additional 869 units located in private residences.

(5) Provide an analysis of how the entities identified in question (4) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (4) will have to take to comply with this administrative regulation or amendment:

Regulated entities will be required to pay more for permits and complete the required applicable pre-inspection checklist

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (4):

See Section 4 of this administrative regulation.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (4):

The revenue generated by the fee increases will allow the elevator inspection branch to meet existing personnel and operating costs and fund future hires in order to perform timely inspections necessary to ensure the safety of the unit and the passengers. Completion of the pre-inspection checklists helps prevent elevator contractors from making common mistakes and decreases the likelihood of a reinspection.

(6) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially:

The Department will not incur initial costs to implement this administrative regulation.

(b) On a continuing basis:

The Department will not incur continuing costs to administer this administrative regulation.

(7) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation or this amendment:

Implementation of these amendments is not anticipated to result in any additional cost to the agency. Any agency costs resulting from these administrative amendments will be met with existing agency funds.

(8) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:

No, the amendment itself is a fee increase, but no fees or funding will be required for implementation.

(9) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees:

Yes, this amendment seeks to increase fees for the inspection of regulated conveyances.

(10) TIERING: Is tiering applied?

Tiering is not applied as all consumers affected by this administrative regulation will be subject to the amended requirements.

FISCAL IMPACT STATEMENT

(1) Identify each state statute, federal statute, or federal regulation that requires or authorizes the action taken by the administrative regulation:

This regulation is authorized and required by KRS 198B.490 and 198B.060.

(2) State whether this administrative regulation is expressly authorized by an act of the General Assembly, and if so, identify the act:

This administrative regulation is required by KRS 198B.060, 198B.4009, 198B.490, and 198B.520.

(3)(a) Identify the promulgating agency and any other affected state units, parts, or divisions:

Public Protection Cabinet, Department of Housing, Buildings and Construction, Division of Building Code Enforcement, Elevator Inspection Branch.

(b) Estimate the following for each affected state unit, part, or division identified in (3)(a):

1. Expenditures:

For the first year:None.

For subsequent years:None.

2. Revenues:

For the first year:The elevator inspection branch anticipates a total of \$452,750 in permitting revenues under the amended fee schedule based on CY25's permitting numbers. Actual revenues for all permits in CY25 were \$261,644.50. This would result in a total increase in new construction/alteration permitting fees of \$191,105.50.

For subsequent years:It is anticipated that revenues will increase slightly each year as the number of regulated conveyances increases yearly.

3. Cost Savings:

For the first year:None.

For subsequent years:None.

(4)(a) Identify affected local entities (for example: cities, counties, fire departments, school districts):

None.

(b) Estimate the following for each affected local entity identified in (4)(a):

1. Expenditures:

For the first year:The cost to each entity will depend on the number and type of units requiring permitting and inspection.

For subsequent years:The cost will not increase unless the number and type of units requiring inspection increases.

2. Revenues:

For the first year:None.

For subsequent years:None.

3. Cost Savings:

For the first year:None.

For subsequent years:None.

(5)(a) Identify any affected regulated entities not listed in (3)(a) or (4)(a):

None.

(b) Estimate the following for each regulated entity identified in (5)(a):

1. Expenditures:

For the first year:The cost to each entity will depend on the number of units requiring permitting and inspection.

For subsequent years:The cost will not increase unless the number and type of units requiring inspection increases.

2. Revenues:

For the first year:None.

For subsequent years:None.

3. Cost Savings:

For the first year:None.

For subsequent years:None.

(6) Provide a narrative to explain the following for each entity identified in (3)(a), (4)(a), and (5)(a)

(a) Fiscal impact of this administrative regulation:

The elevator inspection branch anticipates a total of \$452,750 in permitting revenues under the amended fee schedule based on CY25's permitting numbers. Actual revenues for all permits in CY25 were \$261,644.50. This would result in a total increase in new construction/alteration permitting fees of \$191,105.50.

(b) Methodology and resources used to reach this conclusion:

The fiscal impact was calculated by multiplying the number of conveyances inspected in 2025 by the total fee increase.

(7) Explain, as it relates to the entities identified in (3)(a), (4)(a), and (5)(a):

(a) Whether this administrative regulation will have a "major economic impact", as defined by KRS 13A.010(14):

This regulation will not have a major economic impact as defined by KRS 13A.010(14).

(b) The methodology and resources used to reach this conclusion:

Additional costs will vary by cost and type of unit installed that requires inspection. The largest increase is for a passenger elevator utilizing 0-5 HP (\$315).