

BOARDS AND COMMISSIONS
Kentucky Board of Licensure for Private Investigators
(Amendment)

201 KAR 41:040. Fees.

RELATES TO: KRS 329A.025, 329A.040(1)(b), 329A.045(4), 329A.070(9)

STATUTORY AUTHORITY: KRS 329A.025(2)(b), 329A.040(1)(b), 329A.045(4), 329A.070(9)

CERTIFICATION STATEMENT:

NECESSITY, FUNCTION, AND CONFORMITY: KRS 329A.025(2)(b) requires the board to establish fees associated with the licensure of private investigators and private investigating companies. 329A.040(1)(b) requires the board to establish an application fee for licensure and for state criminal history background checks. KRS 329A.045(4) requires the board to establish a license renewal fee and late fee. This administrative regulation establishes the application and related fees, the licensure renewal and late fees, and the fee procedure for the licensure examination.

Section 1. Private Investigator Application Fees. An individual applicant for licensure as a private investigator shall submit an initial licensure fee of \$400.~~[the following fees:]~~

- (1)
 - ~~[(a)] [The initial application fee for licensure as a private investigator shall be \$400.]~~
 - ~~[(b)]~~ The fee shall be submitted to the board as follows:
 - (a) ~~[1.]~~ \$100 shall be due within thirty (30) days of submission of the application. This fee shall be non-refundable; and
 - (b) ~~[2.]~~ \$300 shall be due at the time the applicant submits proof of a passing examination score. This fee shall be refunded if the applicant is denied a license.
- (2)
 - ~~[(a)]~~ The fee for the criminal history, background check, and fingerprinting shall be remitted to the Kentucky State Treasurer in an amount pursuant to 502 KAR 30:060 and 28 C.F.R. 16.33.
 - ~~[(b)] [Contact the Department of Professional Licensing for the current fee amount or check the board's Web site at <http://kpi.ky.gov/Pages/default.aspx>.]~~

Section 2. Private Investigator Company Application Fees.

- (1) In addition to the individual licensure fees established above, the ~~[The]~~ initial application fee for licensure as a private investigator company shall be:
 - (a) \$100 for a sole proprietorship; or
 - (b) \$400 for a firm, association, partnership, corporation, nonprofit organization, or institution.
- (2) The initial application fee shall be submitted within thirty (30) days of the application.

Section 3. Examination Fee.

- (1) The examination fee shall be the actual amount charged by the examination service for the examination pursuant to a contractual agreement with the board.
- (2) The examination fee shall be paid directly to the examination service.

Section 4. Biennial Renewal License Fee.

- (1) The fee for renewal of a private investigator license shall be \$250.
- (2) The fee for renewal of a private investigating company license shall be \$250.

Section 5. Late Renewal Fee.

- (1) Late renewal fees shall be in addition to license renewal fees established in Section 4 of this administrative regulation.

(2) The fee for late renewal of a private investigator license, submitted for renewal between July 1 and ~~September 1~~~~[August 31]~~, shall be ~~\$100~~~~[\$250]~~.

(3) The fee for late renewal of a private investigating company license, submitted for renewal between July 1 and ~~September 1~~~~[August 31]~~, shall be ~~\$100~~~~[\$250]~~.

Section 6. Reinstatement Fee.

(1) Reinstatement fees shall be in addition to license renewal fees established in Section 4 of this administrative regulation and late renewal fees established in Section 5 of this administrative regulation.

(2) The fee for reinstatement of a private investigator's license terminated pursuant to KRS 329A.045(8) shall be ~~\$250~~~~[\$100]~~.

(3) The fee for reinstatement of a private investigating company license terminated pursuant to KRS 329A.045(8) shall be ~~\$250~~~~[\$100]~~.

Section 7. Inactive Status Fee.

(1) The fee for placing a license in inactive status shall be \$100.

(2) The fee for renewal of a license in inactive status shall be \$100.

(3) The fee to reactivate an inactive license pursuant to 201 KAR 41:065 shall be \$250.

Section 8. Duplicate License Fee. The fee for a duplicate license or certificate shall be twenty-five (25) dollars.

Section 9. Continuing Education Program Application Fee.

(1) The annual fee for an application for approval of a continuing education program shall be fifty (50) dollars.

(2) The fee shall be applicable to all continuing education providers except those who do not require board approval pursuant to 201 KAR 41:070, Section 3.

Section 10. Temporary Employee Registration Fee. A private investigator or private investigating firm employing a person for less than 240 hours per year pursuant to 201 KAR 41:100 shall pay a fee of twenty (20) dollars per temporary employee at the time of registration.

LESA WATSON, Chair

APPROVED BY AGENCY: October 1, 2026

FILED WITH LRC: October 1, 2026 at 3:00 p.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on December 21, 2026, at 9:00 a.m., eastern time, in the Kentucky Board of Licensure for Private Investigators, 500 Mero Street, First Floor, Frankfort, Kentucky 40601. Individuals interested in being heard at this hearing shall notify this agency in writing by five working days prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. The hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. 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 December 31, 2026, at 11:59 p.m., eastern time. Send written notification of the intent to be heard at the public hearing or written comments on the proposed administrative regulation by the above date to the contact person below:

CONTACT PERSON: Jennifer Wolsing, Attorney, Kentucky Board of Licensure for Private Investigators 500 Mero Street, 2nd Floor Frankfort, Kentucky 40601 Phone: (502) 401-7617 Email: jennifer.wolsing@ky.gov

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact Person: Jennifer Wolsing **Phone:** (502) 401-7617 **Email:** jennifer.wolsing@ky.gov

Subject Headings: Licensing, Occupations and Professions, Private Investigations

(1) Provide a brief summary of:

(a) What this administrative regulation does:

This administrative regulation establishes the necessary application, renewal, and reactivation fees for private investigators' licenses.

(b) The necessity of this administrative regulation:

This administrative regulation is necessary because the Board relies on fees to carry out its statutory mandates.

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

KRS 329A.025(2)(b) expressly authorizes the board to promulgate administrative regulations establishing fees for the purposes of carrying out its statutory mandate.

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

This administrative regulation establishes fees to carry out the board's statutory mandate, which is authorized by KRS 329A.025.

(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 reduces the late application fee from \$250 to \$100. The amendment increases the reinstatement fee from \$100 to \$250.

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

This proposed amendment is necessary to ensure that Kentucky's private investigation licensure fees conform with similar fees in neighboring states.

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

KRS 319A.025 authorizes the board to promulgate administrative regulations establishing fees in order to carry out its statutory mandates. This proposed amendment adjusts those fees to conform to fees in neighboring states.

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

This proposed amendment will help the board carry out its statutory mandates by establishing fair licensure fees.

(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:

This regulation will affect an unknown number of applicants for licensure as private investigators. This regulation will also affect the board.

(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:

Licensure applicants will pay less if they submit a late application. Licensure applicants will pay slightly more if they seek to reinstate their licenses.

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

Licensure applicants already had to pay certain fees. This amendment reduces the late application fee from \$250 to \$100. The amendment increases the reinstatement fee from \$100 to \$250.

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

Compliance will keep Kentucky in line with private investigator licensing fees in neighboring jurisdictions.

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

(a) Initially:

There are no anticipated initial costs to administer this regulatory amendment.

(b) On a continuing basis:

There are no anticipated continuing costs to administer this regulatory amendment.

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

Any department costs of implementation 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:

Licensure applicants already had to pay certain fees. This amendment reduces the late application fee from \$250 to \$100. The amendment increases the reinstatement fee from \$100 to \$250.

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

There are no fees increased by this amendment.

(10) TIERING: Is tiering applied?

No, tiering is not applied because all licensees are impacted equally by this regulatory amendment.

FISCAL IMPACT STATEMENT

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

KRS 329A.025(2)(b).

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

No.

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

Kentucky Board of Licensure for Private Investigators.

(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:None.

For subsequent years:None.

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):

No local entities.

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

1. Expenditures:

For the first year:N/A

For subsequent years:N/A

2. Revenues:

For the first year:N/A

For subsequent years:N/A

3. Cost Savings:

For the first year:N/A

For subsequent years:N/A

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

Prospective licensees will be impacted by this proposed regulatory amendment.

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

1. Expenditures:

For the first year:Licensees seeking reinstatement will expend \$150 more in order to reinstate their licenses.

For subsequent years:Licensees seeking reinstatement will expend \$150 more in order to reinstate their licenses.

2. Revenues:

For the first year:None.

For subsequent years:None.

3. Cost Savings:

For the first year:Late license applicants will save \$150 when applying late.

For subsequent years:Late license applicants will save \$150 when applying late.

(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:

This amendment reduces the late application fee from \$250 to \$100. The amendment increases the reinstatement fee from \$100 to \$250. It is anticipated that the cost savings and expenditures for licensees will cancel one another out.

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

Please see the answer to (5)(a).

(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):

No.

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

Please see the answer to (5)(a).