

365.404 Exemptions from applicability of KRS 365.400 and 365.402.

KRS 365.400 and 365.402 shall not apply to:

- (1) Any service provided by a business or its affiliate where either the business or its affiliate is operating pursuant to a franchise issued by a political subdivision of this state or a license, franchise, certificate, or other authorization issued by the Kentucky Public Service Commission;
- (2) Any service provided by a business or its affiliate where either the business or its affiliate is regulated by the Kentucky Public Service Commission, the Federal Communications Commission, or the Federal Energy Regulatory Commission;
- (3) Any person or entity that is an insurer as defined in KRS 304.1-040 or regulated under KRS Chapter 304 or an affiliate of that person or entity;
- (4) Any person or entity providing service contracts as described in KRS 304.5-070 or an affiliate of that person or entity;
- (5) A bank as defined in 12 U.S.C. sec. 1813(a) or Subtitle 3 of KRS Chapter 286;
- (6) A federal or state credit union as defined in 12 U.S.C. sec. 1752 or a credit union as defined in Subtitle 6 of KRS Chapter 286;
- (7) A savings association as defined in 12 U.S.C. sec. 1813(b);
- (8) A consumer loan company as licensed under Subtitle 4 of KRS Chapter 286;
- (9) Providers of in-vehicle, roadside assistance, or travel subscription services; or
- (10) Solid waste management services as defined in KRS 109.012.

Effective: January 1, 2024

History: Created 2023 Ky. Acts ch. 81, sec. 3, effective January 1, 2024.