

224.73-110 Duties of Kentucky Board of Certification of Water and Wastewater System Operators -- Examination and certification of operator -- Classification of systems -- Fees -- Training required for certificate renewal -- Waiver.

- (1) The Kentucky Board of Certification of Water and Wastewater System Operators established in KRS 224.10-024 shall recommend qualified applicants to the cabinet for certification and perform other acts as may be necessary to carry out the purposes of this section.
- (2) No person shall have primary responsibility for the operation of any sewage system or portion thereof whether publicly or privately owned unless:
 - (a) The person has passed an examination prescribed by the Energy and Environment Cabinet and board which shall determine the person's skill and competency for the operation and has been issued a certificate to that effect by the cabinet; or
 - (b) The person is operating a sewage system located at the residence where the person lives and the sewage system serves only one (1) residence.
- (3) No person shall authorize or allow any person who does not hold a certificate issued pursuant to subsection (2) of this section to have primary responsibility for the operation of any sewage system or portion thereof.
- (4) The cabinet, with the advice of the board of certification, may classify all sewage systems and portions thereof in the manner provided by the rules and regulations of the cabinet with regard to size, type, physical conditions affecting such systems or portions thereof, and the skill, knowledge and experience required for the operation of the system or portion thereof and restrict the application of any certificate issued pursuant to subsection (2) of this section to the operation of a sewage system or portion thereof of a specific class.
- (5) Any person who has primary responsibility for the operation of a sewage system for a school shall be entitled to a limited certificate of competency for his particular system, provided he has demonstrated that he has the knowledge and experience required to operate properly the particular sewage system for which he is responsible. A limited certificate of competency so issued is not transferable to any other sewage system, nor is the period of operation under such a limited certificate eligible for consideration toward the experience requirements for a certificate of competency as provided in subsection (2) of this section.
- (6) All applicants for the examination and certification for the operation of any sewage system or portion thereof, whether publicly or privately owned, shall pay a reasonable schedule of fees and charges fixed by regulation. The fees required under this section shall be payable to the cabinet.
- (7) Operators shall have accumulated a minimum number of hours of appropriate board approved training set by regulation for certificate renewal. Such training shall include, but may not be limited to, correspondence courses, short courses, trade association meetings, and on-the-job training. Training hours accumulated in any given year in excess of the minimum requirement necessary for renewal may be carried forward for a period not to exceed two (2) years.
- (8) The board may waive any or all of the requirements of subsection (7) of this section

for all or portions of an established class of operators.

Effective: July 15, 2024

History: Amended 2024 Ky. Acts ch. 206, sec. 6, effective July 15, 2024. -- Amended 2017 Ky. Acts ch. 117, sec. 25, effective June 29, 2017. -- Amended 2010 Ky. Acts ch. 24, sec. 382, effective July 15, 2010. -- Amended 1984 Ky. Acts ch. 299, sec. 1, effective July 13, 1984; and ch. 387, sec. 3, effective July 13, 1984. -- Amended 1976 Ky. Acts ch. 249, sec. 1, effective June 19, 1976. -- Amended 1974 Ky. Acts ch. 74, Art. III, sec. 13(2), effective June 21, 1974. -- Created 1972 (1st Extra. Sess.) Ky. Acts ch. 3, sec. 11, effective January 1, 1973.

Formerly codified as KRS 224.135.