

411.290 Definitions KRS 411.290 to 411.298. (Effective July 15, 2026)

As used in KRS 411.290 to 411.298, unless the context otherwise requires:

- (1) "Contracting entity" means the Commonwealth, or any city, county, urban-county government, consolidated local government, unified local government, or charter county government;
- (2) "Contractor" means any individual, corporation, limited liability company, partnership, or other legal entity, and any subcontractor, director, officer, or employee of the individual or legal entity that contracts with a contracting entity to furnish labor, materials, equipment, and other incidentals necessary for performance of work on a project;
- (3) "Dangerous condition" means a condition that is not reasonably safe for the intended use of the roadway and is capable of causing an individual physical injury or death under the anticipated use of the roadway;
- (4) "Design professional" means a licensed professional engineer or other individual or entity licensed or permitted under Kentucky law to perform design services that contracts with a contracting entity to provide design services for a project, including the preparation of plans, drawings, and specifications;
- (5) "Latent defect" means a defect or omission resulting from the work performed or materials provided by the contractor under the contract that was not discoverable, visible, or apparent;
- (6) "Project" means the construction, repair, or maintenance by a contractor of a section of highway, road, bridge, or street together with all appurtenances, as specified in a contract with a contracting entity; and
- (7) "Specifications" means plans, traffic control requirements, communication requirements, drawings, bid documents, or any other written or electronically stored requirements and details the contractor agrees to perform.

Effective: July 15, 2026

History: Created 2026 Ky. Acts ch. 97, sec. 1, effective July 15, 2026.