

**211.9115 Certification as radon laboratory -- Renewal of certification -- Fees -- Requirements for radon laboratory.**

- (1) The cabinet shall issue a certification as a radon laboratory to any person or entity that:
  - (a) Submits a complete and accurate application for certification on a form prescribed by the cabinet through promulgation of an administrative regulation that includes the name of at least one (1) measurement contractor who is responsible for analytical activities;
  - (b) Pays the certification fee as established by the cabinet through promulgation of an administrative regulation within the following restrictions:
    1. An initial certification fee shall not exceed two hundred fifty dollars (\$250);
    2. An annual renewal fee shall not exceed two hundred fifty dollars (\$250);
    3. A duplicate certificate fee shall not exceed twenty dollars (\$20); and
    4. A late renewal fee shall not exceed one hundred dollars (\$100);
  - (c) Submits a quality control program plan that meets the minimum standard operating procedures requirements established by the cabinet through promulgation of an administrative regulation;
  - (d) Utilizes only cabinet-approved measurement devices and analytical services, and submits a description of each type of measurement device and analytical service utilized; and
  - (e) Provides documentation of enrollment and good standing within a cabinet-approved independent laboratory accreditation program for each type of measurement device and analytical service utilized.
- (2) A radon laboratory shall:
  - (a) Employ as a staff member at least one (1) measurement contractor who shall direct the analytical activities of the laboratory;
  - (b) Ensure all laboratory analysis activities are conducted in accordance with the minimum standard operating procedures requirements established by the cabinet through promulgation of an administrative regulation for each type of measurement device and analytical service utilized; and
  - (c) Ensure all radon laboratory analyses are conducted in compliance with applicable state and federal regulations.

**Effective:** June 8, 2011

**History:** Created 2011 Ky. Acts ch. 74, sec. 8, effective June 8, 2011.