

**224.1-522 Cabinet's review and action on corrective action plan -- Right of appeal of denial.**

- (1) Within one hundred twenty (120) working days of receipt of a corrective action plan and the completion of the public comment period required by KRS 224.1-524, the cabinet shall:
  - (a) Review and evaluate the characterization and the corrective action plan for compliance with KRS 224.1-400, 224.1-405, and 224.1-510 to 224.1-532 and any administrative regulations promulgated under those statutes, and if necessary, inspect the property and any relevant conditions in the area surrounding the property; and
  - (b) Approve or deny the corrective action plan.
- (2) If the cabinet approves a corrective action plan, the cabinet shall, in writing, notify the applicant and commenters.
- (3) The cabinet shall deny a corrective action plan for failure to comply with KRS 224.1-400, 224.1-405, or 224.1-510 to 224.1-532 or any administrative regulations promulgated under those statutes. If the cabinet denies a corrective action plan, it shall notify, in writing, the applicant and commenters, specifying the reasons for the denial. The cabinet shall also inform the applicant of the right to appeal the decision in accordance with KRS 224.10-420(2). Within thirty (30) days of receipt of the notice of denial, the applicant shall inform the cabinet if a revised corrective action plan or corrective action completion report will be submitted.

**Effective:** July 14, 2018

**History:** Amended 2018 Ky. Acts ch. 98, sec. 5, effective July 14, 2018. -- Created 2001 Ky. Acts ch. 128, sec. 7, effective June 21, 2001.

**Formerly codified as** KRS 224.01-522.