

309.440 Registration as mitigation contractor -- Renewal of registration certificate -- Duties of mitigation contractor.

- (1) The board shall issue a mitigation contractor registration certificate to any person certified for mitigation who:
 - (a) Completes a registration process prescribed by the board through promulgation of an administrative regulation;
 - (b) Presents proof of compliance with a board-approved proficiency program; and
 - (c) Furnishes evidence of a general liability insurance policy that satisfies the requirements of KRS 309.442.
- (2) The board shall renew the mitigation contractor registration certificate of any person who:
 - (a) Completes a registration renewal process and pays a fee prescribed by the board through promulgation of an administrative regulation;
 - (b) Presents proof of compliance with a board-approved proficiency program; and
 - (c) Furnishes evidence of a general liability insurance policy that satisfies the requirements of KRS 309.442.
- (3) A mitigation contractor shall:
 - (a) Maintain certification with a board-approved proficiency program;
 - (b) Ensure all mitigations are conducted in accordance with the applicable mitigation standard operating procedures;
 - (c) Maintain a quality control program plan in accordance with the applicable standard operating procedures for mitigation quality assurance and control;
 - (d) Ensure all mitigation is conducted under the direct supervision of a mitigation contractor;
 - (e) Ensure all post-mitigation measurement is conducted by a measurement contractor; and
 - (f) Ensure all radon mitigation systems repaired or altered on or after January 1, 2013, meet the applicable mitigation standard operating procedures.

Effective: July 14, 2022

History: Repealed, reenacted, and amended 2022 Ky. Acts ch. 73, sec. 6, effective July 14, 2022. -- Amended 2019 Ky. Acts ch. 159, sec. 5, effective June 27, 2019. -- Amended 2013 Ky. Acts ch. 68, sec. 3, effective June 25, 2013. -- Created 2011 Ky. Acts ch. 74, sec. 6, effective June 8, 2011.

Formerly codified as KRS 211.9111.