

211.9131 Duty to report noncompliance with KRS 211.9101 to 211.9135 -- Location and retention of required records.

- (1) Any certified person or business entity shall report to the cabinet the discovery of any apparent noncompliance with any provision of KRS 211.9101 to 211.9135 or any administrative regulation promulgated thereunder by the cabinet pertaining to radon measurement, mitigation, or laboratory analysis.
- (2) Records required by this chapter or administrative regulations promulgated under KRS 211.9101 to 211.9135, including but not limited to records of radon measurement, mitigation, quality control program plans, calibration certifications, laboratory analysis activities, worker health and safety plans, and equipment repairs shall be retained by registrants, as applicable, for a minimum period of five (5) years or the length of time of any warranty or guarantee, whichever is greater. Records obtained by the cabinet are exempt from the disclosure requirements of KRS 61.870 to 61.884, except that the cabinet shall make the records available upon request:
 - (a) To the owner or occupant of a building; and
 - (b) To the public aggregated at the zip code level without identifying individual homeowners or individual property locations.
- (3) Any measurement or mitigation contractor applying for registration or renewal of registration shall specify, for approval by the cabinet, the location where records required under this section shall be maintained for inspection by the cabinet. This location shall be within the Commonwealth of Kentucky.

Effective: June 27, 2019

History: Amended 2019 Ky. Acts ch. 159, sec. 12, effective June 27, 2019. -- Created 2011 Ky. Acts ch. 74, sec. 16, effective June 8, 2011.