



AMERICAN INDUSTRIAL HYGIENE ASSOCIATION  
GOVERNMENT AFFAIRS GROUP  
**STATE UPDATE**

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February 4, 2008

**KENTUCKY**

Here is the latest legislative/regulatory report for your State. AIHA government affairs will send the reports every week, detailing any legislative and/or regulatory pertinent to the profession in your state. The reports will also include the text of many bills (if available) and update activity on bills already reported. However, reports will only be sent if there has been new activity on the legislation and/or regulations already reported, or new legislation and/or regulations are found. Reports are sent to local section officers and may be forwarded to others if you wish. Questions contact Aaron Trippler at [atrippler@aiha.org](mailto:atrippler@aiha.org).

**Current Legislation**

**KY H 434**      **BR:** 286  
**SPONSOR:** Damron (D)  
**TITLE:** Mold Remediation Standards  
**LOCATION:** House Natural Resources and Environment Committee  
**SUMMARY:**  
Establishes legislative finding stating that reasonable standards for the remediation of mold in private and public settings should be maintained; establishes definitions for department, mold, mold remediation, and mold remediation company; establishes the basis for minimum mold remediation standards; establishes that the Cabinet for Health and Family Services shall adopt administrative regulations relating to mold remediation standards.  
**STATUS:**  
01/31/2008      **INTRODUCED.**  
02/01/2008      To HOUSE Committee on NATURAL RESOURCES AND ENVIRONMENT.  
**PRIVATE FILE:** L  
**Date:** 08  
**Issue:** Mold

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In bill text the following has special meaning  
underline denotes added text  
~~struck-out text denotes deleted text~~

**2008 KY H 434**  
**AUTHOR:** Damron  
**VERSION:** Introduced  
**VERSION DATE:** 01/31/2008

AN ACT relating to mold remediation standards.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

SECTION 1. A NEW SECTION OF SUBCHAPTER 20 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

The General Assembly hereby finds that it is necessary to the health and welfare of the citizens of Kentucky that there be maintained now and in the future reasonable standards for the remediation of mold in private and public settings. It is therefore in the best interests of the citizens of the Commonwealth of Kentucky to establish standards for providers of mold remediation services in Kentucky.

SECTION 2. A NEW SECTION OF SUBCHAPTER 20 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

As used in Section 1 through 4 of this Act:

(1) "Department" means the Department for Public Health;

(2) "Mold" means any living or dead fungi or related products or parts, including spores, hyphae, and mycotoxins;

(3) "Mold Remediation" means the removal, cleaning, sanitizing, demolition, or other treatment, including preventative activities, of mold or mold-contaminated matter, live or dead, that was not intended to be grown, or purposely grown, at that location; and

(4) "Mold Remediation Company" means an entity that performs mold remediation for compensation.

SECTION 3. A NEW SECTION OF SUBCHAPTER 20 KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

The department shall establish minimum standards for mold remediation companies that operate in the Commonwealth. The minimum standards shall be based on the five (5) general principles of mold remediation created by the Institute of Inspection, Cleaning and Restoration Certification (IICRC) in its publication IICRC S520, Standard and Reference Guide for Professional Mold Remediation, or its successor publication. The five (5) general principles of mold remediation are as follows:

(1) Safety and health;

(2) Project documentation;

(3) Contaminant control;

(4) Contaminant removal; and

(5) Contamination prevention.

All mold remediation companies operating in the Commonwealth shall adhere to the minimum standards established by the department.

SECTION 4. A NEW SECTION OF SUBCHAPTER 20 OF KRS CHAPTER 224 IS CREATED TO READ AS FOLLOWS:

The Cabinet for Health and Family Services shall adopt administrative regulations pursuant to KRS Chapter 13A for the purpose of carrying out the provisions of this Act.

**Legislation Reported Earlier**

None to Report

**Regulatory Activity**

None to Report