

PUBLIC PROTECTION CABINET

Department of Housing, Buildings and Construction

Division of Heating, Ventilation and Air Conditioning

(Amendment)

815 KAR 8:090. Installation permits.

RELATES TO: KRS 198B.654, 198B.6673, 198B.6678[, ~~EO 2009-535~~]

STATUTORY AUTHORITY: KRS 198B.654, 198B.6671, 198B.6672, 198B.6673, 198B.6674, 198B.6675, 198B.6676, 198B.6677, 198B.6678[, ~~EO 2009-535~~]

NECESSITY, FUNCTION, AND CONFORMITY: KRS 198B.654 requires the Board of Heating, Ventilation and Air Conditioning Contractors to promulgate administrative regulations for the enforcement, administration and coordination of KRS 198B.650 through 198B.689. KRS 198B.6673 requires the board to establish a reasonable schedule of fees and charges to be paid for HVAC installation permits and inspections. [~~EO 2009-535, effective June 12, 2009, reorganized the Office of Housing, Buildings and Construction as the Department of Housing, Buildings, and Construction, and established the commissioner, rather than executive director, as the head of the department.~~] This administrative regulation establishes the fees and charges for HVAC installation permits in Kentucky.

Section 1. Issuance of Permits. (1) A permit[Permits] to construct, install, or alter a heating, ventilation, or air conditioning system shall only be issued to a licensed

master heating, ventilation, and air conditioning contractor, except as provided by subsection (3) of this section.

(2) A journeyman HVAC mechanic shall not construct, install, or alter a heating, ventilation, or air conditioning system unless the work is performed under the supervision of a licensed master HVAC contractor.

(3) A permit to construct, install, or alter a heating, ventilation, or air conditioning system shall be issued to a homeowner who installs a heating, ventilation, or air conditioning system in the homeowner's legal residence or in a home constructed by a homeowner for personal residential use, if all the [following] requirements of this subsection are met.[:]

(a) Application shall be made on the HVAC Construction Permit Application: One & Two Family Dwellings, for the permit prior to the initiation of the HVAC work;

(b) The homeowner shall file with the application:

1. An affidavit stating that the homeowner shall abide by the terms of this administrative regulation;

2. Proof of adequate sizing of heating, ventilation, or air conditioning system to be installed; and

3. A complete design plan of all related duct and piping of system;

(c) All work shall be performed in compliance with the Kentucky Residential Code and the Kentucky Building Code.

(d) All the work shall be personally performed by the owner.

(4) Only one (1) homeowner permit for construction of a new home shall be issued to an individual within a five (5) year period.

Section 2. Permit Required. (1) An application shall be made for a permit prior to installation on one (1) of the following forms:

- (a) HVAC Construction Permit Application: Commercial Buildings;
- (b) HVAC Construction Permit Application: Multi-family Dwellings; or
- (c) HVAC Construction Permit Application: One & Two Family Dwellings.

(2) An HVAC installation permit shall be required for the initial heating, ventilation, or air conditioning system:

(a) For all new construction installations of heating, ventilation, or air conditioning systems;

(b) For construction additions in which an additional heating, ventilation, or air conditioning system is installed;

(c) For all existing buildings in which the first heating, ventilation, or air conditioning system is being installed; and

(d) For projects in which a contractor assumes responsibility to:

- 1. Make corrections;
- 2. Test an installation performed by another contractor; or
- 3. Install a system for which another master contractor has obtained a permit.

Section 3. A permit shall be issued and inspections performed upon request for the replacement of the following:

- (1) Furnaces;
- (2) Condensing units;
- (3) Heat pumps;
- (4) Fan coil units;

(5) Chiller systems; or

(6) Heating boiler systems not covered by KRS Chapter 236.

Section 4. HVAC Installation Permit Fees. (1) One- and Two-Family Dwelling Installations. The fee for each heating, ventilation, or air conditioning system installation permit for one- and two- family dwellings shall be \$105~~[seventy-five (75)]~~ dollars for the first system plus fifty (50) dollars for each additional system.

(2) Multi-Family Dwelling Installations. The fee for each heating, ventilation, or air conditioning system installation permit for multi-family dwellings other than duplexes, shall be \$105~~[seventy-five (75)]~~ dollars for the first system plus fifty (50)~~[twenty-five (25)]~~ dollars for each additional system.

(3) Commercial installations.

(a) The fee for each heating, ventilation, or air conditioning system installation permit other than one (1)-, two (2)-, and multi-family dwellings shall be based upon the total dollar value of each HVAC installation, either actual or estimated.

(b) 1. It shall be the obligation of the installing contractor to supply the complete value of the installation, including labor and material costs regardless of the purchaser.

2. Except as provided in subsection~~[subparagraph]~~ 3b of this subsection~~[paragraph]~~, an exact figure does not need to be quoted or divulged to the HVAC inspector or department.

3. The permit application shall include a statement signed by the applicant affirming~~[an affirmative, signed statement]~~ that the true value of the installation lies within certain limits, as listed in the left column of the table in subsection 3c of this subsection and as established in subsection 3d of this subsection~~[subparagraph]~~.

a. The fees for heating, ventilation, or air conditioning system installation are listed in the right column of the table.

b. The department may request documented proof of costs from the permit applicant if the true value is in question.

c.

Amount in dollars	Permit fee
\$2,000 or less	<u>\$125</u> [\$75]
\$2,001 to \$10,000	<u>\$180</u> [\$150]
\$10,001 to \$25,000	<u>\$270</u> [\$225]
\$25,001 to \$50,000	<u>\$330</u> [\$275]
\$50,001 to \$75,000	<u>\$390</u> [\$325]
\$75,001 to \$100,000	<u>\$500</u> [\$435]
\$100,001 to \$150,000	<u>\$630</u> [\$550]
\$150,001 to \$200,000	<u>\$760</u> [\$660]
\$200,001 to \$250,000	<u>\$885</u> [\$770]
\$250,001 to \$300,000	<u>\$1,025</u> [\$890]
\$300,001 to \$400,000	<u>\$1,150</u> [\$1,000]
\$400,001 to \$500,000	<u>\$1,500</u> [\$1,350]
\$500,001 to \$600,000	<u>\$1,725</u> [\$1,500]
\$600,001 to \$700,000	<u>\$1,900</u> [\$1,650]
\$700,001 to \$800,000	<u>\$2,125</u> [\$1,850]
\$800,001 to \$900,000	<u>\$2,355</u> [\$2,050]

\$900,001 to \$1,000,000	<u>\$2,590</u> [\$2,250]
\$1,000,001 to \$1,100,000	<u>\$2,820</u> [\$2,450]
\$1,100,001 to \$1,200,000	<u>\$3,050</u> [\$2,650]
\$1,200,001 to \$1,300,000	<u>\$3,280</u> [\$2,850]
\$1,300,001 to \$1,400,000	<u>\$3,510</u> [\$3,050]
\$1,400,001 to \$1,500,000	<u>\$3,735</u> [\$3,250]
\$1,500,001 to <u>\$1,600,000</u> [and above]	<u>\$3,965</u> [\$3,450]

d. The permit for a commercial installation valued over \$1,600,000 shall be calculated at the cost of \$3,965 plus \$200 per \$100,000 or fraction thereof in excess of \$1,600,000.

(4) Correction and Testing Permits. The permit fee shall be the base fee of seventy-five (75) dollars if the application for permit does not include any new installation, but is to make corrections or provide testing for an installation made by someone else.

Section 5. Inspection Fees. (1) Each heating, ventilation, or air conditioning system permit shall include three (3) heating, ventilation, or air conditioning system inspections at no additional cost.

(2) (a) A[All] heating, ventilation, or air conditioning system inspection~~[inspections]~~ in excess of the three (3) provided with purchase of permit shall be performed at the rate of fifty (50) dollars per inspection.

(b) Payment shall be received by the inspecting authority prior to the final inspection approval being granted.

Section 6. Expiration of Permits. (1) ~~A~~[~~AI~~] heating, ventilation, or air conditioning system installation ~~permit~~[~~permits~~] issued under this administrative regulation shall expire six (6) months after the date of issuance unless the permitted work has begun.

(2) If construction begins within six (6) months of permit issuance:

(a) The permit shall be effective until completion of the planned heating, ventilation, or air conditioning system inspection; or

(b) If the work ceases on a permitted project for a period exceeding twelve (12) months, the permit shall be void.

Section 7. Incorporation by Reference. (1) The following material is incorporated by reference:

(a) HVAC-27, "HVAC Construction Permit Application: Commercial Buildings", July 2014[~~April 2010~~];

(b) HVAC-28, "HVAC Construction Permit Application: Multi-family Dwellings", July 2014[~~April 2010~~]; and

(c) HVAC-29, "HVAC Construction Permit Application: One & Two Family Dwellings", July 2014[~~April 2010~~].

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Kentucky Department of Housing, Buildings, and Construction, 101 Sea Hero Road, Suite 100, Frankfort, Kentucky 40601-5412[~~5405~~], Monday through Friday, 8:30 a.m. to 4:30 p.m.

DATE

AMBROSE WILSON IV, COMMISSIONER
DEPARTMENT OF HOUSING, BUILDINGS
AND CONSTRUCTION

DATE

LARRY R. BOND, ACTING SECRETARY
PUBLIC PROTECTION CABINET