

198B.730 Disciplinary hearings -- Emergency suspension -- Persons not licensed to show cause -- Cease and desist order.

- (1) The procedures set forth in KRS Chapter 13B shall govern the board's conduct of disciplinary hearings.
- (2) The board may summarily suspend a license for up to ninety (90) days before a final adjudication or during an appeal of the board's determination if the board finds that the licensee would represent a clear and immediate danger to the public's health, safety, or property if allowed to perform home inspections. The summary suspension may be renewed upon a hearing before the board for up to ninety (90) days.
- (3) If the board:
 - (a) Determines that an individual is not licensed under KRS 198B.700 to 198B.738 and is engaged in or believed to be engaged in activities for which a license is required under KRS 198B.700 to 198B.738, the board shall issue an order to that individual requiring the individual to show cause why the individual should not be ordered to cease and desist from the activities. The show cause order shall set forth a date, time, and place for a hearing at which the individual shall appear and show cause why the individual should not be subject to licensing under KRS 198B.700 to 198B.738;
 - (b) After a hearing, determines that the activities in which the individual is engaged are subject to licensing under KRS 198B.700 to 198B.738, the board may issue a cease and desist order that identifies the individual and describes activities that are the subject of the order.
- (4) A cease and desist order issued under this section shall be enforceable in a Circuit Court of the Commonwealth.

Effective: July 13, 2004

History: Created 2004 Ky. Acts ch. 109, sec. 16, effective July 13, 2004.