

1 AN ACT relating to the licensing of private investigators.

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

3 ➔Section 1. KRS 329A.070 is amended to read as follows:

4 The provisions of KRS 329A.010 to 329A.090 do not apply to:

- 5 (1) An officer or employee of the United States, this state, another state, or any political
6 subdivision thereof, performing his or her official duties within the course and
7 scope of his or her employment;
- 8 (2) A public accountant, certified public accountant, or the bona fide employee of
9 either, performing duties within the scope of public accountancy;
- 10 (3) A person engaged exclusively in the business of obtaining and furnishing
11 information regarding the financial rating or standing and credit of persons;
- 12 (4) An attorney-at-law~~[, or an attorney's bona fide employee,]~~ performing duties within
13 the scope of the practice of law or ***an attorney's bona fide employee or*** authorized
14 agent ***performing***~~[with duties limited to]~~ document and record retrieval or witness
15 interviews;
- 16 (5) An insurance company, licensed insurance agent, staff or independent adjuster if
17 authorized to do business in Kentucky, or an individual employed by an insurance
18 company or licensed insurance agent to investigate suspected fraudulent insurance
19 claims, but who does not adjust losses or determine claims payments, performing
20 investigative duties limited to matters strictly pertaining to an insurance transaction;
- 21 (6) A person engaged in compiling genealogical information, or otherwise tracing
22 lineage or ancestry, by primarily utilizing public records and historical information
23 or databases;
- 24 (7) A private business employee conducting ***internal*** investigations relating to the
25 ***business***~~[company]~~ entity by which he or she is employed;
- 26 (8) ~~[An individual obtaining information or conducting investigations on his or her own~~
27 ~~behalf;~~

- 1 ~~(9)~~—]An employee of a private investigator or a private investigating firm ***licensed by***
2 ***the board and working***~~[who works]~~ under the direction of the private investigator
3 or the private investigating firm. ***To protect the public from unprofessional,***
4 ***improper, incompetent, unlawful, fraudulent, or deceptive activity, the board***
5 ***shall promulgate administrative regulations to establish a reasonable fee,***
6 ***registration process, and minimum eligibility criteria for any such employee. The***
7 ***board shall maintain an active registry of all such employees***~~[for less than two~~
8 ~~hundred forty (240) hours per year. The board shall promulgate administrative~~
9 ~~regulations to establish a method of verification of the number of hours worked];~~
- 10 ***(9)***~~[(10)] A professional engineer, a professional land surveyor, or a professional
11 engineer's or professional land surveyor's bona fide employee, performing duties
12 within the scope of practice of engineering or land surveying; or~~
- 13 ***(10)***~~[(11)] A secured creditor, or person acting on behalf of a secured creditor, engaged
14 in the repossession of the creditor's collateral pursuant to KRS 355.9-609.~~