

**42.470 Allocation of funds among counties -- Limitation of reduction of funds to counties and their incorporated areas.**

Moneys in the local government economic assistance fund shall be allocated among the counties as follows:

- (1) Funds allocated under KRS 42.4585:
  - (a) Sixty percent (60%) shall be distributed to each coal producing county on the basis of the ratio of coal severed in each respective county to the coal severed statewide.
  - (b) Thirty percent (30%) shall be distributed to each coal producing county on the basis of per capita income (inverse order), ton miles of resource roads and population, equally weighted.
  - (c) Ten percent (10%) shall be distributed to non-coal producing counties impacted by the transport of coal on the basis of geographic area, ton miles of resource roads, and per capita income (inverse order), weighted on a basis of 30/100, 40/100, and 30/100, respectively. The expenditure of such funds shall be limited to the categories of projects set out in KRS 42.455(2)(c). All counties shall receive an annual payment based on the average of total ton miles within the county during the most recent three (3) year period. To qualify for the funds distributed under the provisions of this paragraph, a county must have within its geographic boundaries in any single year twenty-five hundredths of one percent (0.25%) of the total ton miles within coal impact counties during the most recent three (3) year period.
- (2)
  - (a) All funds allocated under KRS 42.450(2) shall be distributed among the mineral producing counties on the basis of the tax collected on minerals severed in each respective county.
  - (b) In no event shall the amount of funds distributed to a mineral producing county, and to the incorporated areas within that county under KRS 42.475, in any given quarter be reduced by greater than fifty percent (50%) as a result of any refund of the tax imposed on the severance and processing of minerals. If a refund of tax occurs and a county's allocated share of the refund amount is greater than fifty percent (50%) of the quarterly distribution due that county and its incorporated areas, the remainder shall carry forward to be offset in successive quarters as necessary until it is satisfied in full.

**Effective:** July 1, 2016

**History:** Amended 2016 Ky. Acts ch. 110, sec. 4, effective July 1, 2016. -- Amended 1994 Ky. Acts ch. 488, sec. 4, effective July 15, 1994. -- Amended 1992 Ky. Acts ch. 107, sec. 3, effective July 1, 1992. -- Created 1980 Ky. Acts ch. 394, sec. 5, effective July 1, 1980.

**2024-2026 Budget Reference.** See State/Executive Branch Budget, 2024 Ky. Acts ch. 175, Pt. I, A, 10, (1) at 1810.

**2024-2026 Budget Reference.** See State/Executive Branch Budget, 2024 Ky. Acts ch. 175, Pt. I, A, 11, (1) at 1810.

**2024-2026 Budget Reference.** See State/Executive Branch Budget, 2024 Ky. Acts ch. 175, Pt. I, A, 11, (2) at 1810.

**2024-2026 Budget Reference.** See State/Executive Branch Budget, 2024 Ky. Acts ch.

175, Pt. I, A, 11, (4) at 1811.