

138.464 Weekly report to department -- Daily deposit in state depository.

- (1) The county clerk shall report each Monday to the department all moneys collected during the previous week.
- (2) The clerk shall deposit motor vehicle and manufactured home usage tax and sales and use tax collections in accordance with KRS 131.155.
- (3) Failure to deposit or, if required, transfer collections as required in subsection (2) of this section shall subject the clerk to a penalty of two and one-half percent (2.5%) of the amount not deposited or, if required, not transferred for each day until the collections are deposited or transferred as required above. The penalty for failure to deposit or transfer money collected shall not be less than fifty dollars (\$50) nor more than five hundred dollars (\$500) per day.
- (4) The penalties provided in this section shall not apply if the failure of the clerk is due to reasonable cause.
- (5) The department may in its discretion grant a county clerk a reasonable extension of time to file the report or make any transfer of deposits as required in subsection (2) of this section. The extension, however, must be requested prior to the end of the seven (7) day period and shall begin to run at the end of said period.
- (6) All penalties collected under this section shall be paid into the State Treasury as a part of the revenue collected under KRS 138.450 to 138.729 and 139.778.

Effective: July 15, 2026

History: Amended 2026 Ky. Acts ch. 135, sec. 13, effective July 15, 2026. -- Amended 2010 Ky. Acts ch. 147, sec. 8, effective July 15, 2010. -- Amended 2006 Ky. Acts ch. 251, Pt. XIV, sec. 2, effective January 1, 2007; ch. 252, Pt. XXXV, sec. 4, effective January 1, 2007; ch. 251, sec. 6, effective July 12, 2006; and ch. 6, sec. 10, effective March 6, 2006. -- Amended 2005 Ky. Acts ch. 85, sec. 388, effective June 20, 2005. -- Amended 1990 Ky. Acts ch. 187, sec. 2, effective July 13, 1990. -- Amended 1982 Ky. Acts ch. 387, sec. 4, effective July 15, 1982. -- Created 1974 Ky. Acts ch. 325, sec. 2.

Legislative Research Commission Note (3/6/2006). 2006 Ky. Acts ch. 6, sec. 29, provides that this section applies retroactively to July 1, 2005.