

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2020 REGULAR SESSION
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Amend printed copy of **HB 34/HCS 1**

On page 1, line 26, after "processing" insert "and enforcement";

On page 2, line 10 delete "and";

On page 2, line 12 delete ":" and insert in lieu thereof "; and";

On page 2, after line 12 and before line 13, insert:

"(c) "Third-party designee" means an entity authorized by a local school district or the cabinet pursuant to a written contract to process and enforce alleged violations of KRS 189.370(1) recorded by a school bus stop arm camera and collect civil penalties levied in accordance with Section 4 of this Act.";

On page 2, after line 17 and before line 18, insert:

"(3) The cabinet may contract with a third party for the processing and enforcement of alleged violations of KRS 189.370(1) recorded by school bus stop arm cameras, including the collection of funds levied in accordance with Section 3 of this Act."

On page 2, line 18, delete "(3)" and insert in lieu thereof "(4)";

On page 2, line 25, delete "(4)" and insert in lieu thereof "(5)";

On page 3, line 9, delete "appealed to the cabinet" and insert in lieu thereof "contested";

On page 3, line 14, delete "(5)" and insert in lieu thereof "(6)";

On page 3, line 16, delete "mail" and insert in lieu thereof "send the following by certified mail";

Amendment No. _____

Rep. Rep. Robert Goforth

Committee Amendment _____

Signed: _____

Floor Amendment _____

LRC Drafter: _____

Adopted: _____

Date: _____

Rejected: _____

Doc. ID: XXXX

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On page 3, line 18, delete "(4)" and insert in lieu thereof "(5)";

On page 3, line 27, delete "(6)" and insert in lieu thereof "(7)";

On page 4, line 1, delete "thirty (30)" and insert in lieu thereof "sixty (60)";

On page 4, lines 10 through 14, delete all language and insert in lieu thereof:

"(8) (a) The cabinet has the power and authority to hear contests to uniform civil citations issued by the cabinet in accordance with this section but shall not have the power, authority, or obligation to hear contests to any uniform civil citation issued by a third-party designee or otherwise defend an appeal of a uniform civil citation issued by a third-party designee.

(b) A third-party designee has the exclusive power and authority to hear contests to uniform civil citations issued by that third-party designee in accordance with this section and shall be responsible for defending the uniform civil citation issued by the third-party designee upon appeal."

On page 4, line 23, delete "Franklin Circuit Court, as provided in KRS Chapter 13B" and insert in lieu thereof "District Court of the county in which the violation is alleged to have occurred";

On page 4, line 24, delete "(8)" and insert in lieu thereof "(9)";

On page 5, line 12, delete "(9)" and insert in lieu thereof "(10)";

On page 5, line 13, delete "thirty (30)" and insert in lieu thereof "sixty (60)";

On page 5, line 19, delete "Appeal" and insert in lieu thereof "Contest";

On page 5, line 24 through page 6, line 9, delete all language and insert in lieu thereof:

"(11) The funds collected by the cabinet for a civil penalty levied in accordance with this section shall be collected and disposed of in accordance with KRS 24A.180. Once deposited into the State Treasury:

(a) Ten percent (10%) of the funds collected shall immediately be forwarded to the

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- school district in which the violation giving rise to the civil penalty occurred for the purchase or lease, installation, operation, and maintenance of school bus stop arm cameras, other school bus safety features, and other transportation costs;*
- (b) Ten percent (10%) of the funds collected shall immediately be forwarded to the Kentucky Department of Education for the promotion of school bus safety and other transportation costs; and*
- (c) Eighty percent (80%) of the funds collected shall immediately be forwarded to the Transportation Cabinet.*";

On page 6, line 11, delete "*(11)*" and insert in lieu thereof "*(12)*";

On page 6, line 15, after "*processing*" insert "*and enforcement*";

On page 7, line 5, delete "*(12)*" and insert in lieu thereof "*(13)*"; and

On page 7, line 7, delete "*(13)*" and insert in lieu thereof "*(14)*".