

1 AN ACT relating to fees that are established for services provided by elected
2 officials.

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

4 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 64 IS CREATED TO
5 READ AS FOLLOWS:

6 *(1) As used in this section, "elected official" means the county judge/executive,*
7 *county clerk, county attorney, sheriff, jailer, coroner, surveyor, property*
8 *valuation administrator, justice of the peace, magistrate, county commissioner,*
9 *and constable.*

10 *(2) When the amount of a fee is established in the Kentucky Revised Statutes for*
11 *services provided by an elected official, the amount of the fee stated in the statute*
12 *shall be considered the maximum fee amount, and the elected official may charge*
13 *a lower fee amount with approval of the fiscal court when it has been determined*
14 *that the maximum fee amount is not needed to perform the service or to meet the*
15 *budgetary needs of the elected official's public office or the county.*

16 *(3) If an elected official charges a lower fee amount:*

17 *(a) The elected official shall post a schedule of the effective fee rates:*

18 *1. On the official Web site for the elected official's public office, if a Web*
19 *site is maintained; and*

20 *2. In a conspicuous area of the elected official's public office for the*
21 *public to view;*

22 *(b) The elected official shall maintain for audit purposes a historical record of*
23 *the fee rates, which shall include the effective date of any fee that is lowered*
24 *pursuant to this section; and*

25 *(c) The lower fee amount will be the prevailing fee amount that is applicable to*
26 *all citizens within the elected official's jurisdiction.*

27 *(4) (a) This section only applies to fees that are charged by the elected official and*

1 collected for the use of performing the service or funding the elected
2 official's public office or the county.

3 (b) Neither the elected official nor the fiscal court shall have the authority to
4 reduce the revenues to be generated on behalf of the Commonwealth or any
5 other entity.