

1 AN ACT relating to local government parking citation enforcement.

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

3 ➔SECTION 1. A NEW SECTION OF KRS 82.600 TO 82.640 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) Notwithstanding KRS 65.120, any local government electing to enforce parking*
6 *ordinances as civil violations pursuant to KRS 82.605 may elect to receive goods,*
7 *either in whole or in part, in lieu of those civil violation fines for donation to a*
8 *nonprofit, charitable, or service organization for projects or programs that serve*
9 *a public purpose, or to projects or programs sponsored or otherwise operated by*
10 *local governments that serve a public purpose.*

11 *(2) Any local government electing to accept goods either in whole or in part in lieu of*
12 *civil fines under subsection (1) of this section shall adopt an ordinance or*
13 *ordinances administering the program that, at a minimum, specify:*

14 *(a) The method the local government shall use to determine which nonprofit,*
15 *charitable, or service organizations and which projects or programs*
16 *sponsored or otherwise operated by local governments shall be eligible to*
17 *receive the donated goods;*

18 *(b) The nonprofit, charitable, or service organizations and which projects or*
19 *programs sponsored or otherwise operated by local governments to which*
20 *the goods shall be transferred;*

21 *(c) Which civil violations shall be eligible for payment either in whole or in*
22 *part in goods;*

23 *(d) Any maximum civil violation amount, in a single civil violation, in*
24 *aggregation, or both, that is eligible for payment either in whole or in part*
25 *in goods;*

26 *(e) The dates that goods shall be accepted in lieu of paying all or a portion of*
27 *the civil fine;*

- 1 (f) An amount of goods either in quantity, value, or other measure acceptable
2 to the local government for the payment of the civil fine and if the amount
3 will satisfy the entire civil fine or a part thereof;
- 4 (g) The type, condition, or other quality of goods that are acceptable to the local
5 government for the payment of all or a portion of the civil fine; and
- 6 (h) That the civil fine may still be paid in the normal manner in lieu of
7 participation in the program at the violator's discretion.
- 8 (3) Any local government electing to enforce parking ordinances under subsection
9 (1) of this section shall provide a receipt for the goods tendered in whole or in
10 part in lieu of the civil fine.
- 11 (4) If a local government accepts goods in whole or in part in lieu of a civil fine, and
12 the transaction meets the requirements of the ordinance or ordinances passed by
13 the local government, then the civil fine shall be considered as paid in full, and
14 no other enforcement action shall be commenced by the local government or an
15 agent of the local government against the violator.