

1 AN ACT relating to registration fees payable to county clerks.

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

3 ➔Section 1. KRS 186.040 is amended to read as follows:

- 4 (1) Upon receiving the application and fee, the county clerk shall issue to the owner a
5 certificate of registration containing the information required by subsection (2) of
6 this section and a registration plate. If the cabinet finds that there is a shortage of
7 materials suitable for making plates, or that a substantial saving will result, it may
8 require by regulation with the approval of the Governor that previously issued plates
9 continue to be used for a designated period. Except as provided in subsection (3) of
10 this section, for services performed, the owner shall pay the county clerk the sum of
11 six dollars (\$6) for each registration, or if the registration exceeds a twelve (12)
12 month period, the clerk shall receive a fee of nine dollars (\$9).
- 13 (2) The certificate of registration shall contain the registration number, the name and
14 post office address of the owner, and such other information as the cabinet may
15 require.
- 16 (3) An owner who registers a vehicle under KRS 186.050 that has a declared gross
17 vehicle weight with any towed unit of forty-four thousand and one (44,001) pounds
18 or greater shall pay the county clerk thirty dollars (\$30) for each registration. The
19 clerk shall retain the thirty dollar (\$30) fee for services performed under this
20 subsection.
- 21 (4) Any person requesting a certificate of registration or renewal of registration of any
22 type of motor vehicle shall have the opportunity to donate one dollar (\$1) to the
23 child care assistance account. The one dollar (\$1) donation shall be added to the
24 regular fee for vehicle registration. One donation may be made per issuance or
25 renewal of vehicle registration. Donation to the child care assistance account shall
26 be voluntary and may be refused by the applicant at the time of the issuance or
27 renewal of any vehicle registration.

- 1 (5) The county clerk may retain five percent (5%) of fees collected for the child care
2 assistance account under subsection (4) of this section. The remaining funds shall
3 be deposited into a trust and agency account in the State Treasury to the credit of the
4 Cabinet for Health and Family Services for the exclusive use as follows:
- 5 (a) Funds shall be made available to the agencies that administer child care
6 subsidy funds; and
- 7 (b) Funds shall be used as determined by the cabinet for working families whose
8 income exceeds the state income eligibility limits for child day care
9 assistance.
- 10 (6) Notwithstanding any other provision of law, in addition to the registration fee
11 provided for county clerks in subsections (1) and (3) of this section, an additional
12 three dollars (\$3) per registration shall be collected by the county clerk at the time
13 of registration. This additional fee shall be distributed as follows:
- 14 (a) One dollar (\$1) shall be placed in an agency fund to provide additional funds
15 exclusively for technological improvements or replacement of the AVIS
16 system. The operation and maintenance of AVIS shall remain as currently
17 provided for from the operational budget of the Transportation Cabinet and
18 shall not be reduced below the 2005-2006 funding level;
- 19 (b) One dollar (\$1) shall be placed in an agency trust fund to provide funds
20 exclusively for technological improvements to the hardware and software in
21 county clerk offices related to the collection and administration of road fund
22 taxes. The Transportation Cabinet, in consultation with county clerks, shall
23 allocate funds as necessary from this fund to be used for this exclusive
24 purpose; and
- 25 (c) 1. One dollar (\$1) shall be placed in a trust fund to be maintained by the
26 Transportation Cabinet to provide an unrestricted revenue supplement,
27 for operations of the office related to the collection and administration of

1 road fund taxes, to county clerk offices in counties containing ***no new***
 2 ***motor vehicle dealers as defined in KRS 190.010***~~[a population of less~~
 3 ~~than twenty thousand (20,000), as determined by the decennial census],~~
 4 and for no other purpose.

5 **2. The Motor Vehicle Commission shall certify by December 31 of each**
 6 **year to the Transportation Cabinet those counties which do not**
 7 **contain a new motor vehicle dealer as defined in KRS 190.010 as of**
 8 **December 15 of that year.**

9 **3.** Annually, by March 1, the Transportation Cabinet shall calculate the
 10 amount collected in the previous calendar year and distribute the entire
 11 fund ***in equal proportions***~~[proportionate]~~ to each county that qualifies
 12 under this paragraph~~[based on population]~~. **The Transportation**
 13 **Cabinet shall make the payment directly to each county clerk's office**
 14 **whose county qualifies under this paragraph.** This revenue shall be
 15 considered current year revenue when paid to the clerk and shall not be
 16 identified as excess fees from the previous year.