

1 AN ACT relating to city annexation filings.

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

3 ➔Section 1. KRS 81A.470 is amended to read as follows:

4 (1) ~~[If the limits of a city are enlarged or reduced, the city shall,]~~Within sixty (60) days
5 of the enlargement or reduction ***of a city's boundaries, the city shall cause to be***
6 ***recorded***~~[, cause an accurate map and description of the annexed, transferred, or~~
7 ~~severed area, together with a copy of the ordinance duly certified, to be recorded in~~
8 ~~the office of the county clerk of the county or counties in which the city is located~~
9 ~~and] in the office of the Secretary of State: [-.]~~

10 ***(a) A duly certified paper or electronic copy of the final ordinance that changed***
11 ***the city's boundaries;***

12 ***(b) A***~~[The] map and ***a*** description ~~[shall be]~~prepared by a professional land
13 surveyor ***depicting***~~[. The documents shall depict] the parcel annexed,~~
14 transferred, or severed as a closed geometric figure on a plat annotated with
15 bearings and distances or sufficient curve data to describe each line. The
16 professional land surveyor shall clearly state on the documents the location of
17 the existing municipal boundary, any physical feature with which the
18 proposed municipal boundary coincides, and a statement of the recorded
19 deeds, plats, right-of-way plans, or other resources used to develop the
20 documents depicting the municipal boundary, ***in paper or electronic form;***
21 ***and***~~

22 ***(c) An electronic file containing a closed geometric figure depicting the***
23 ***territory being added or removed that is referenced to a Kentucky State***
24 ***Plane Coordinate System zone in any one (1) of the following formats:***

25 ***1. AutoDesk AutoCAD DWG or DXF;***

26 ***2. Bentley MicroStation DGN; or***

27 ***3. ESRI ArcGIS Shapefile.***

1 **If the electronic file is attached to an e-mail communication, the e-mail and**
 2 **all files attached to that e-mail communication cumulatively shall not**
 3 **exceed fifteen (15) megabytes in size.**

4 (2) No city which has annexed unincorporated or accepted transfer of incorporated
 5 territory may levy any tax upon the residents or property within the annexed or
 6 transferred area until the city has complied with the provisions of subsection (1) of
 7 this section, and of KRS 81A.475.

8 ➔Section 2. KRS 81A.475 is amended to read as follows:

9 If any city annexes any unincorporated area, accepts the transfer of incorporated territory,
 10 or reduces the boundaries of the city, it shall be the duty of the legislative body of the city
 11 to provide within sixty (60) days, to the county clerk of the county in which the city is
 12 located, **a duly certified paper or electronic copy of the final ordinance that changed**
 13 **the city's boundaries and** a map **and description meeting the requirements of**
 14 **subsection (1)(b) of Section 1 of this Act**~~clearly delineating the boundaries of the area~~
 15 ~~affected~~ along with a list of properties included in the annexation, transfer, or reduction.
 16 The list of properties required by this section shall include the name and address of each
 17 property owner.

18 ➔Section 3. KRS 116.200 is amended to read as follows:

19 (1) (a) On or before January 1, 2011, each city clerk, except in consolidated local
 20 governments and urban-county governments, shall provide the clerk of the
 21 county or counties in which the city is located with a list of all properties
 22 within the city and a map of the city boundaries for the county clerk to
 23 maintain a roster of voters who are eligible to vote in city elections. A county
 24 clerk may accept the list of city properties in an electronic format and the city
 25 clerk may provide a copy of the city's boundary map maintained by the
 26 Kentucky Commonwealth Office of Technology, Division of Enterprise
 27 Portfolios; and

- 1 (b) Documentation of any change to the boundaries of a city shall be reported to
2 the county clerk in accordance with ~~[KRS 81A.470 and]~~81A.475.
- 3 (2) (a) On or before January 1, 2011, each school district board shall provide the
4 clerk of the county in which the school district is located with maps and
5 written descriptions of the boundaries of each school board district located in
6 the county for the county clerk to maintain a roster of voters who are eligible
7 to vote in school board elections.
- 8 (b) Documentation of any change to a school district's boundaries shall be
9 reported to the county clerk within sixty (60) days of the change, or
10 immediately if the change is within sixty (60) days of the August 1 deadline
11 established in KRS 160.210(4)(d).
- 12 (3) Each county clerk shall code all registered voters in that county in such a manner
13 that precinct election officers may determine the voter's eligibility to vote in city and
14 school board elections prior to each primary and regular election for city officers in
15 that county, each regular election for school board members in that county, and each
16 special election in which a ballot question is presented to the residents of a city or a
17 school board district.
- 18 (4) Notwithstanding KRS 64.012, the county clerk shall not charge a fee to a city or
19 school district providing any information required by subsections (1)(a) and (2)(a)
20 of this section.
- 21 (5) Nothing in this section shall prohibit a county clerk from requesting additional
22 information from the city, school district board, or any other reliable source to
23 ascertain whether a registered voter resides within a city or a school district
24 boundary.