

HOUSE OF REPRESENTATIVES

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM  
2022 REGULAR SESSION  
**Unofficial Document**

Amend printed copy of **HB 309/HCS 1**

On page 14, after line 13, insert the following:

"➔Section 10. KRS 68.200 is amended to read as follows:

(1) As used in this section, unless the context clearly indicates otherwise:

(a) "Gross rental charge" has the same meaning as in KRS 138.462;

(b) "Motor vehicle" has the same meaning as ~~means~~ "vehicle" as defined in KRS 186.010(8)(a);

(c) "Peer-to-peer car sharing" has the same meaning as in Section 1 of this Act;

(d) "Peer-to-peer car sharing program" has the same meaning as in Section 1 of this Act;

(e) "Peer-to-peer car sharing program agreement" has the same meaning as Section 1 of this Act;

~~(f)(b)~~ "Retailer" has the same meaning as ~~means "retailer" as defined~~ in KRS 139.010; and

(g) "Shared vehicle driver" has the same meaning as in Section 1 of this Act

~~{(c) Gross rental charge means "gross rental charge" as defined in KRS 138.462}.~~

(2) A county containing a designated city, consolidated local government, or urban-county government may levy a license fee:

(a) On the rental of motor vehicles which shall not exceed three percent (3%) of the gross

Amendment No. HFA 1

Rep. Rep. Bart Rowland

Committee Amendment \_\_\_\_\_

Floor Amendment \_\_\_\_\_

Adopted: \_\_\_\_\_

Rejected: \_\_\_\_\_

Signed: \_\_\_\_\_

LRC Drafter: \_\_\_\_\_

Date: \_\_\_\_\_

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rental charges from rental agreements for periods of thirty (30) days or less; **and**

**(b) On peer-to-peer car sharing which shall not exceed three percent (3%) of the gross rental charges from the peer-to-peer car sharing program agreement.**

**(3)** The license fee shall apply to retailers who receive more than seventy-five percent (75%) of their gross revenues generated in the county from gross rental charges.

**(4)** Any license fee levied pursuant to this subsection shall be collected by the:

**(a)** Retailer from the renters of the motor vehicles; **and**

**(b) Peer-to-peer car sharing program from the shared vehicle driver.**

~~**(5)(3)**~~ Revenues from rental of motor vehicles shall not be included in the gross rental charges on which the license fee is based if:

(a) The declared gross weight of the motor vehicle exceeds eleven thousand (11,000) pounds; or

(b) The rental is part of the services provided by a funeral director for a funeral; or

(c) The rental is exempted from the state sales and use tax pursuant to KRS 139.470.

~~**(6)(4)**~~ A fiscal court or the legislative body of an urban-county government shall provide for collection of the license fee in the ordinance by which the license fee is levied. The revenues shall be deposited in an account to be known as the motor vehicle license fee account. The revenues may be shared among local governments pursuant to KRS 65.210 to 65.300.

~~**(7)(5)**~~ The county shall use the proceeds of the license fee for economic development activities. It shall distribute semiannually, by June 30 and December 31, all revenues not shared pursuant to KRS 65.210 to 65.300, to one (1) or more of the following entities if it has established, or contracted with, the entity for the purposes of economic development and is satisfied that the entity is promoting satisfactorily the county's economic development activities:

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- (a) A riverport authority established by the county pursuant to KRS 65.520; or
  - (b) An industrial development authority established by the county pursuant to KRS 154.50-316; or
  - (c) A nonprofit corporation as defined in KRS 273.161(4) which has been organized for the purpose of promoting economic development.

The entity shall make a written request for funds from the motor vehicle license fee account by May 31 and November 30, respectively.

- ~~(8)(6)~~ (a) As used in this section, "designated city" means a city on the registry maintained by the Department for Local Government under this subsection.
- (b) On or before January 1, 2015, the Department for Local Government shall create and maintain a registry of cities that, as of August 1, 2014, were classified as cities of the first, second, and third class. The Department for Local Government shall make the information included on the registry available to the public by publishing it on its Web site."; and

Re-number subsequent section accordingly.