

1 AN ACT relating to transportation and making an appropriation therefor.

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  
9 plates continue to be used for a designated period. Except as provided in subsection  
10 (3) of this section and in KRS 186.162, for services performed, the owner shall pay  
11 the county clerk the sum of six dollars (\$6) for each registration, or if the  
12 registration exceeds a twelve (12) month period, the clerk shall receive a fee of nine  
13 dollars (\$9).

14 (2) The certificate of registration shall contain the registration number, the name and  
15 post office address of the owner, and such other information as the cabinet may  
16 require.

17 (3) ***Thirty dollars (\$30) of the registration fee***~~[An owner who registers a vehicle]~~  
18 under KRS 186.050 ***for a motor vehicle*** that has a declared gross vehicle weight  
19 with any towed unit of forty-four thousand and one (44,001) pounds or greater shall  
20 ***be distributed to***~~[pay]~~ the county clerk ***of the county where the vehicle is***  
21 ***registered***~~[thirty dollars (\$30) for each registration. The clerk shall retain the thirty~~  
22 ~~dollar (\$30) fee for services performed under this subsection].~~

23 (4) Any person requesting a certificate of registration or renewal of registration of any  
24 type of motor vehicle shall have the opportunity to donate one dollar (\$1) to the  
25 child care assistance account. The one dollar (\$1) donation shall be added to the  
26 regular fee for vehicle registration. One donation may be made per issuance or  
27 renewal of vehicle registration. Donation to the child care assistance account shall

1 be voluntary and may be refused by the applicant at the time of the issuance or  
2 renewal of any vehicle registration.

3 (5) The county clerk may retain five percent (5%) of fees collected for the child care  
4 assistance account under subsection (4) of this section. The remaining funds shall  
5 be deposited into a trust and agency account in the State Treasury to the credit of  
6 the Cabinet for Health and Family Services for the exclusive use as follows:

7 (a) Funds shall be made available to the agencies that administer child care  
8 subsidy funds; and

9 (b) Funds shall be used as determined by the cabinet for working families whose  
10 income exceeds the state income eligibility limits for child day care  
11 assistance.

12 (6) Except as provided in KRS 186.162, in addition to the registration fee provided for  
13 county clerks in subsections (1) and (3) of this section, an additional three dollars  
14 (\$3) per registration shall be collected by the county clerk at the time of  
15 registration. This additional fee shall be distributed as follows:

16 (a) One dollar (\$1) shall be placed in an agency fund to provide additional funds  
17 exclusively for technological improvements or replacement of the AVIS  
18 system. The operation and maintenance of AVIS shall remain as currently  
19 provided for from the operational budget of the Transportation Cabinet and  
20 shall not be reduced below the 2005-2006 funding level;

21 (b) One dollar (\$1) shall be placed in an agency trust fund to provide funds  
22 exclusively for technological improvements to the hardware and software in  
23 county clerk offices related to the collection and administration of road fund  
24 taxes. The Transportation Cabinet, in consultation with county clerks, shall  
25 allocate funds as necessary from this fund to be used for this exclusive  
26 purpose; and

27 (c) One dollar (\$1) shall be placed in a trust fund to be maintained by the

1           Transportation Cabinet to provide an unrestricted revenue supplement, for  
2           operations of the office related to the collection and administration of road  
3           fund taxes, to county clerk offices in counties containing a population of less  
4           than twenty thousand (20,000), as determined by the decennial census, and for  
5           no other purpose. Annually, by March 1, the Transportation Cabinet shall  
6           calculate the amount collected in the previous calendar year and distribute the  
7           entire fund proportionate to each county that qualifies under this paragraph  
8           based on population. This revenue shall be considered current year revenue  
9           when paid to the clerk and shall not be identified as excess fees from the  
10          previous year.

11          ➔Section 2.   KRS 186.050 (Effective January 1, 2024) is amended to read as  
12 follows:

13       (1)   The annual registration fee shall be eleven dollars fifty cents (\$11.50) for:

14           (a)   Motor vehicles, including pickup trucks and passenger vans; and

15           (b)   Motor carrier vehicles, as defined in KRS 281.010, primarily designed for  
16           carrying passengers or passengers for hire and having been designed or  
17           constructed to transport not more than fifteen (15) passengers, including the  
18           operator.

19       (2)   Except as provided in KRS 186.041 and 186.162, the annual registration fee for  
20       each motorcycle shall be nine dollars (\$9).

21       (3)   (a)   All motor vehicles having a declared gross weight of vehicle and any towed  
22           unit of ten thousand (10,000) pounds or less, except those mentioned in  
23           subsections (1) and (2) of this section, are classified as commercial vehicles  
24           and the annual registration fee, except as provided in subsections (4) to (14) of  
25           this section, shall be eleven dollars and fifty cents (\$11.50).

26           (b)   All motor vehicles, except those mentioned in subsections (1) and (2) of this  
27           section, and those engaged in hauling passengers for hire which are designed

1 or constructed to transport more than fifteen (15) passengers including the  
 2 operator, whose registration fee shall be one hundred dollars (\$100), are  
 3 classified as commercial vehicles and the annual registration fee, except as  
 4 provided in subsections (3)(a) and (4) to (14) of this section, shall be as  
 5 follows:

Declared Gross Weight of Vehicle and Any Towed Unit	Registration Fee
10,001-14,000	30.00
14,001-18,000	50.00
18,001-22,000	132.00
22,001-26,000	160.00
26,001-32,000	216.00
32,001-38,000	300.00
38,001-44,000	474.00
44,001-55,000	<u>699.00</u> <del>[669.00]</del>
55,001-62,000	<u>1,037.00</u> <del>[1,007.00]</del>
62,001-73,280	<u>1,280.00</u> <del>[1,250.00]</del>
73,281-80,000	<u>1,440.00</u> <del>[1,410.00]</del>

19 (4) (a) 1. Any farmer owning a truck having a gross weight of twenty-six  
 20 thousand (26,000) pounds or less may have it registered as a farmer's  
 21 truck and obtain a license for eleven dollars and fifty cents (\$11.50). The  
 22 applicant's signature upon the certificate of registration and ownership  
 23 shall constitute a certificate that the applicant~~he~~ is a farmer engaged in  
 24 the production of crops, livestock, or dairy products, that the  
 25 applicant~~he~~ owns a truck of the gross weight of twenty-six thousand  
 26 (26,000) pounds or less, and that during the next twelve (12) months the  
 27 truck shall not be used in for-hire transportation and may be used in

1 transporting persons, food, provender, feed, machinery, livestock,  
2 material, and supplies necessary for the applicant's[his] farming  
3 operation, and the products grown on the applicant's[his] farm.

4 2. Any farmer owning a truck having a gross weight of twenty-six  
5 thousand one (26,001) pounds to thirty-eight thousand (38,000) pounds  
6 may have it registered as a farmer's truck and obtain a license for eleven  
7 dollars and fifty cents (\$11.50). The applicant's signature upon the  
8 certificate of registration and ownership shall constitute a certificate that  
9 the applicant[he] is a farmer engaged in the production of crops,  
10 livestock, or dairy products, that the applicant[he] owns a truck of the  
11 gross weight between twenty-six thousand one (26,001) pounds and  
12 thirty-eight thousand (38,000) pounds, and that during the next twelve  
13 (12) months the truck shall not be used in for-hire transportation and  
14 may be used in transporting persons, food, provender, feed, machinery,  
15 livestock, material, and supplies necessary for the applicant's[his]  
16 farming operation and the products grown on the applicant's[his] farm.

17 (b) Any farmer owning a truck having a declared gross weight in excess of thirty-  
18 eight thousand (38,000) pounds shall not be required to pay the fee set out in  
19 subsection (3) of this section and, in lieu thereof, shall pay forty percent  
20 (40%) of the fee set out in subsection (3) of this section and shall be exempt  
21 from any fee charged under the provisions of KRS 281.752. The applicant's  
22 signature upon the registration receipt shall be considered to be a certification  
23 that the applicant[he] is a farmer engaged solely in the production of crops,  
24 livestock, or dairy products, and that during the current registration year the  
25 truck will be used only in transporting persons, food, provender, feed, and  
26 machinery used in operating the applicant's[his] farm and the products grown  
27 on the applicant's[his] farm.

- 1 (c) An initial applicant for, or an applicant renewing, his or her registration  
2 pursuant to this subsection, may at the time of application make a voluntary  
3 contribution to be deposited into the agricultural program trust fund  
4 established in KRS 246.247. The recommended voluntary contribution shall  
5 be set at ten dollars (\$10) and automatically added to the cost of registration  
6 or renewal unless the individual registering or renewing the vehicle opts out  
7 of contributing the recommended amount. The county clerk shall collect and  
8 forward the voluntary contribution to the cabinet for distribution to the  
9 Department of Agriculture.
- 10 (5) Any person owning a ~~truck or~~ bus used solely in transporting school children and  
11 school employees may have the ~~truck or~~ bus registered as a school bus and obtain  
12 a license for eleven dollars fifty cents (\$11.50) by filing with the county clerk, in  
13 addition to other information required, an affidavit stating that the ~~truck or~~ bus is  
14 used solely in the transportation of school children and persons employed in the  
15 schools of the district, that the words "School Bus" are ~~he has caused to be~~  
16 printed on each side of the ~~truck or~~ bus and on the rear door ~~the words "School~~  
17 ~~Bus"~~ in letters at least six (6) inches high, and of a conspicuous color, and the ~~truck or~~  
18 bus will be used during the next twelve (12) months only for the purpose  
19 stated.
- 20 (6) Any church or religious organization owning a ~~truck or~~ bus used solely in  
21 transporting persons to and from a place of worship or for other religious work may  
22 have the ~~truck or~~ bus registered as a church bus and obtain a license for eleven  
23 dollars and fifty cents (\$11.50) by filing with the county clerk, in addition to other  
24 information required, an affidavit stating that the ~~truck or~~ bus will be used only  
25 for the transporting of persons to and from a place of worship, or for other religious  
26 work, and that there has been printed on the ~~truck or~~ bus in large letters the words  
27 "Church Bus," with the name of the church or religious organization owning and

1 using the ~~truck or~~ bus, and that during the next twelve (12) months the ~~truck or~~  
2 bus will be used only for the purpose stated.

3 (7) Any person owning a motor vehicle with a gross weight of fourteen thousand  
4 (14,000) pounds or less on which a wrecker crane or other equipment suitable for  
5 wrecker service has been permanently mounted may register the vehicle and obtain  
6 a license for eleven dollars fifty cents (\$11.50) by filing with the county clerk, in  
7 addition to other information required, an affidavit that a wrecker crane or other  
8 equipment suitable for wrecker service has been permanently mounted on *the* ~~such~~  
9 vehicle and that during the next twelve (12) months the vehicle will be used only in  
10 wrecker service. If the gross weight of the vehicle exceeds fourteen thousand  
11 (14,000) pounds, the vehicle shall be registered in accordance with subsection (3) of  
12 this section. The gross weight of a vehicle used in wrecker service shall not include  
13 the weight of the vehicle being towed by the wrecker.

14 (8) Motor vehicles having a declared gross weight in excess of eighteen thousand  
15 (18,000) pounds, which when operated in this state are used exclusively for the  
16 transportation of property within the limits of the city named in the affidavit  
17 hereinafter required to be filed, or within ten (10) miles of the city limits of the city  
18 if it is a city with a population equal to or greater than three thousand (3,000) based  
19 upon the most recent federal decennial census, or within five (5) miles of its limits  
20 if it is a city with a population of less than three thousand (3,000) based upon the  
21 most recent federal decennial census, or anywhere within a county containing an  
22 urban-county government, shall not be required to pay the fee as set out in  
23 subsection (3) of this section, and in lieu thereof shall pay seventy-five percent  
24 (75%) of the fee set forth in subsection (3) of this section and shall be exempt from  
25 any fee charged under the provisions of KRS 281.752. Nothing in this section shall  
26 be construed to limit any right of nonresidents to exemption from registration under  
27 any other provisions of the laws granting reciprocity to nonresidents. Operations

1 outside of this state shall not be considered in determining whether or not the  
2 foregoing mileage limitations have been observed. When claiming the right to the  
3 reduced fee, the applicant's signature on the certificate of registration and  
4 ownership shall constitute a certification or affidavit stating that the motor vehicle  
5 when used within this state is used only for the transportation of property within the  
6 city to be named in the affidavit and the area above set out and that the vehicle will  
7 not be used outside of a city and the area above set out during the current  
8 registration period.

9 (9) Motor vehicles having a declared gross weight in excess of eighteen thousand  
10 (18,000) pounds, which are used exclusively for the transportation of primary forest  
11 products from the harvest area to a mill or other processing facility, where ~~the~~[such]  
12 mill or processing facility is located at a point not more than fifty (50) air miles  
13 from the harvest area or which are used exclusively for the transportation of  
14 concrete blocks or ready-mixed concrete from the point at which ~~the~~[such] concrete  
15 blocks or ready-mixed concrete is produced to a construction site where ~~the~~[such]  
16 concrete blocks or ready-mixed concrete is to be used, where ~~the~~[such] construction  
17 site is located at a point not more than thirty (30) air miles from the point at which  
18 ~~the~~[such] concrete blocks or ready-mixed concrete is produced shall not be required  
19 to pay the fee as set out in subsection (3) of this section, and in lieu thereof, shall  
20 pay seventy-five percent (75%) of the fee set out in subsection (3) of this section  
21 and shall be exempt from any fee charged under the provisions of KRS 281.752.  
22 The applicant's signature upon the certificate of registration and ownership shall  
23 constitute a certification that the motor vehicle will not be used during the current  
24 registration period in any manner other than that for which the reduced fee is  
25 provided in this section.

26 (10) Any owner of a commercial vehicle registered for a declared gross weight in excess  
27 of eighteen thousand (18,000) pounds, intending to transfer same and desiring to



1 take advantage of the refund provisions of KRS 186.056(2), may reregister  
2 ~~the[such]~~ vehicle and obtain a "For Sale" certificate of registration and ownership  
3 for one dollar (\$1). Title to a vehicle so registered may be transferred, but ~~the[such]~~  
4 registration shall not authorize the operation or use of the vehicle on any public  
5 highway. No refund may be made under the provisions of KRS 186.056(2) until  
6 ~~such time as~~ the title to ~~the[such]~~ vehicle has been transferred to the purchaser  
7 thereof. Provided, however, that nothing herein shall be so construed as to prevent  
8 the seller of a commercial vehicle from transferring the registration of ~~the[such]~~  
9 vehicle to any purchaser thereof.

10 (11) The annual registration fee for self-propelled vehicles containing sleeping or eating  
11 facilities shall be twenty dollars (\$20) and the multiyear license plate issued shall be  
12 designated "Recreational vehicle." The foregoing shall not include any motor  
13 vehicle primarily designed for commercial or farm use having temporarily attached  
14 thereto any sleeping or eating facilities, or any commercial vehicle having sleeping  
15 facilities.

16 (12) The registration fee on any vehicle registered under this section shall be increased  
17 fifty percent (50%) when the vehicle is not equipped wholly with pneumatic tires.

18 (13) (a) The Department of Vehicle Regulation is authorized to negotiate and execute  
19 an agreement or agreements for the purpose of developing and instituting  
20 proportional registration of motor vehicles engaged in interstate commerce, or  
21 in a combination of interstate and intrastate commerce, and operating into,  
22 through, or within the Commonwealth of Kentucky. The agreement or  
23 agreements may be made on a basis commensurate with, and determined by,  
24 the miles traveled on, and use made of, the highways of this Commonwealth  
25 as compared with the miles traveled on and use made of highways of other  
26 states, or upon any other equitable basis of proportional registration.  
27 Notwithstanding the provisions of KRS 186.020, the cabinet shall promulgate

1 administrative regulations concerning the registration of motor vehicles under  
2 any agreement or agreements made under this section and shall provide for  
3 direct issuance by it of evidence of payment of any registration fee required  
4 under the~~[such]~~ agreement or agreements. Any proportional registration fee  
5 required to be collected under any proportional registration agreement or  
6 agreements shall be in accordance with the taxes established in this section.

7 (b) Any owner of a commercial vehicle who is required to title his or her motor  
8 vehicle under this section shall first title the~~[such]~~ vehicle with the county  
9 clerk pursuant to KRS 186.020 for a state fee of one dollar (\$1). Title to  
10 the~~[such]~~ vehicle may be transferred; however title without proper registration  
11 shall not authorize the operation or use of the vehicle on any public highway.  
12 Any commercial vehicle properly titled in Kentucky may also be registered in  
13 Kentucky, and, upon payment of the required fees, the department may issue  
14 an apportioned registration plate to the~~[such]~~ commercial vehicle.

15 (c) Any commercial vehicle that is properly titled in a foreign jurisdiction, which  
16 vehicle is subject to apportioned registration, as provided in paragraph (a) of  
17 this subsection, may be registered in Kentucky, and, upon proof of proper title  
18 and payment of the required fees, the department may issue an apportioned  
19 registration plate to the commercial vehicle. The department shall promulgate  
20 administrative regulations in accordance with this section.

21 (14) Any person seeking to obtain a special license plate for an automobile that has been  
22 provided to the applicant's~~[him]~~ pursuant to an occupation shall meet both of the  
23 following requirements:

24 (a) The automobile shall be provided for the full-time exclusive use of the  
25 applicant; and

26 (b) The applicant shall obtain permission in writing from the vehicle owner or  
27 lessee on a form provided by the cabinet to use the vehicle and for the vehicle

1 to bear the special license plate.

2 (15) An applicant for any motor vehicle registration issued pursuant to this section shall  
3 have the opportunity to make a donation of two dollars (\$2) to promote a hunger  
4 relief program through specific wildlife management and conservation efforts by  
5 the Department of Fish and Wildlife Resources in accordance with KRS 150.015. If  
6 an applicant elects to make a contribution under this subsection, the two dollar (\$2)  
7 donation shall be added to the regular fee for any motor vehicle registration issued  
8 pursuant to this section. One (1) donation may be made per issuance of each  
9 registration. The fee shall be paid to the county clerk and shall be transmitted by the  
10 State Treasurer to the Department of Fish and Wildlife Resources to be used  
11 exclusively for the purpose of wildlife management and conservation activities in  
12 support of hunger relief. The county clerk may retain up to five percent (5%) of the  
13 fees collected under this subsection for administrative costs associated with the  
14 collection of this donation. Any donation requested under this subsection shall be  
15 voluntary and may be refused by the applicant at the time of issuance or renewal of  
16 a license plate.

17 (16) In addition to the fees outlined in this section, the county clerk shall collect from the  
18 registrants of electric vehicles, electric motorcycles, and hybrid vehicles the electric  
19 vehicle ownership fees imposed in KRS 138.475.

20 ➔Section 3. KRS 189.340 is amended to read as follows:

21 (1) **The driver of a vehicle**~~[Vehicles]~~ overtaking other vehicles proceeding in the same  
22 direction shall pass to the left of them and shall not again drive to the right until  
23 reasonably clear of those vehicles. **The driver of a vehicle**~~[Vehicles]~~ overtaking  
24 streetcars may pass either to the right or left when so directed by a police officer,  
25 when on a one (1) way street or where the location of the tracks prevents  
26 compliance with this section, with regard for other traffic.

27 (2) (a) **The driver of a vehicle**~~[Vehicles]~~ overtaking a bicycle or electric low-speed

1 scooter proceeding in the same direction shall:

2 1. If there is more than one (1) lane for traffic proceeding in the same  
3 direction, move the vehicle to the immediate left, if the lane is available  
4 and moving in the lane is reasonably safe; or

5 2. If there is only one (1) lane for traffic proceeding in the same direction,  
6 pass to the left of the bicycle or electric low-speed scooter at a distance  
7 of not less than three (3) feet between any portion of the vehicle and the  
8 bicycle or electric low-speed scooter and maintain that distance until  
9 safely past the overtaken bicycle or electric low-speed scooter. If space  
10 on the roadway is not available to have a minimum distance of three (3)  
11 feet between the vehicle and the bicycle or electric low-speed scooter,  
12 then the driver of the passing vehicle shall use reasonable caution in  
13 passing the bicyclist or electric low-speed scooter operator.

14 (b) The driver of a motor vehicle may drive to the left of the center of a roadway,  
15 including when a no-passing zone is marked in accordance with subsection  
16 (6) of this section, to pass a person operating a bicycle or electric low-speed  
17 scooter only if the roadway to the left of the center is unobstructed for a  
18 sufficient distance to permit the driver to pass the person operating the bicycle  
19 or electric low-speed scooter safely and avoid interference with oncoming  
20 traffic. This paragraph does not authorize driving on the left side of the center  
21 of the roadway when otherwise prohibited under state law.

22 (c) The operator of a bicycle or electric low-speed scooter shall not ride more  
23 than two (2) abreast on a single highway lane unless operating on any part of  
24 the roadway marked exclusively for bicycle use. Persons riding two (2)  
25 abreast shall not impede the normal and reasonable movement of traffic.

26 (3) The operator of a vehicle may overtake and pass upon the right of another vehicle  
27 only under the following conditions:

- 1 (a) When the vehicle overtaken is making or about to make a left turn; or
- 2 (b) Upon a roadway with unobstructed pavement of sufficient width for two (2)
- 3 or more lines of vehicles moving lawfully in the direction being traveled by
- 4 the overtaking vehicle.
- 5 (4) The operator of a vehicle may overtake and pass another vehicle upon the right only
- 6 under conditions permitting the passing~~[such movements]~~ in safety, and not~~[. Such~~
- 7 ~~movement shall not be made]~~ by driving off the roadway unless the vehicle being
- 8 passed is at~~[passing vehicle comes to]~~ a complete stop and the passing~~[such~~
- 9 ~~movement]~~ may be made safely.
- 10 (5) A person~~[No vehicle]~~ shall not drive a vehicle~~[be driven]~~ to the left side of the
- 11 center of the roadway in overtaking and passing another vehicle proceeding in the
- 12 same direction unless the left side is clearly visible and free of oncoming traffic for
- 13 a sufficient distance ahead to permit overtaking and passing to be completely made
- 14 without interfering with the safe operation of any vehicle approaching from the
- 15 opposite direction or any vehicle overtaken. In every event, the overtaking vehicle
- 16 must return to the right-hand side of the roadway before coming within two
- 17 hundred (200) feet of any vehicle approaching from the opposite direction.
- 18 (6) The commissioner of highways is hereby authorized to determine those portions of
- 19 any highway where overtaking and passing or driving to the left of the roadway
- 20 would be especially hazardous and may by appropriate signs or markings on the
- 21 roadway indicate the beginning and end of the~~[such]~~ zones, and when~~[such]~~ signs
- 22 or markings are in place and clearly visible to an ordinarily observant person, every
- 23 driver of a vehicle shall obey the directions thereof, except as provided for in
- 24 subsection (2)(b) of this section.
- 25 (7) Whenever any roadway has been divided into three (3) or more clearly marked
- 26 lanes for travel in one (1) direction, the following additional rules shall apply:
- 27 (a) A person shall drive a vehicle~~[shall be driven]~~ as nearly as may be practical

1 entirely within a single lane and shall not ~~move~~~~[be moved]~~ from that lane until  
 2 the driver ascertains~~[has first ascertained]~~ that the movement can be made  
 3 with safety;

4 (b) **A person shall not drive** a vehicle~~[shall not be driven]~~ in the center lane  
 5 except when overtaking and passing another vehicle where the roadway is  
 6 clearly visible and the center lane is clear of traffic within a safe distance, or  
 7 in preparation for a left turn or where a center lane is at the time allocated  
 8 exclusively to traffic moving in the direction in which the vehicle is  
 9 proceeding and is signposted to give notice of the allocation;~~[and]~~

10 (c) **A person shall not operate a truck tractor, trailer, or semitrailer in the**  
 11 **leftmost lane except when entering or leaving a highway, yielding to traffic**  
 12 **coming onto the highway, or when traffic conditions exist which would**  
 13 **prohibit safe use of the right or center lanes; and**

14 (d) Official signs may be erected directing slow-moving traffic to use a  
 15 designated lane or allocating specified lanes to traffic moving in the same  
 16 direction and operators of vehicles shall obey the directions of these~~[such]~~  
 17 signs.

18 (8) On~~[A vehicle shall not be driven in the left lane of]~~ any limited access highway of  
 19 four (4) lanes or more with a posted speed limit of at least sixty-five (65) miles per  
 20 hour, **a person shall not operate a motor vehicle in the leftmost lane,** except  
 21 when:~~[in]~~

22 (a) Overtaking a slower vehicle;~~[,]~~

23 (b) Yielding to traffic coming onto the~~[such a]~~ highway;~~[,]~~ or

24 (c) ~~[when]~~ Traffic conditions exist which would prohibit safe use of the right or  
 25 center lanes.

26 (9) (a) Except as provided in paragraph (c) of this subsection, the operator of a motor  
 27 vehicle shall not follow another vehicle more closely than is reasonable and

1 prudent, having regard for the speed of the vehicle and the traffic upon and  
2 condition of the highway.

3 (b) Except as provided in paragraph (c) of this subsection, the operator of any  
4 motor truck, semitrailer truck, bus, or heavy construction equipment unit,  
5 when traveling upon a highway outside of a business or residential district,  
6 shall not follow within two hundred fifty (250) feet of another~~such~~ vehicle  
7 or equipment unit. This subsection shall not prevent overtaking and passing,  
8 nor shall it apply to any lane specially designated for use of motor trucks or  
9 semitrailer trucks, buses or heavy construction equipment units.

10 (c) Paragraphs (a) and (b) of this subsection shall not apply to a trailing  
11 commercial motor vehicle involved in a platoon as defined in KRS 281.010,  
12 but shall apply to the commercial motor vehicle leading a platoon.

13 ➔Section 4. KRS 281.926 is amended to read as follows:

14 (1) This section applies to any towing company that engages in, or offers to engage in,  
15 emergency towing.

16 (2) Prior to attaching a motor vehicle to the tow truck, the towing company shall  
17 furnish the vehicle's owner or operator, if the owner or operator is present at the  
18 scene of the disabled vehicle and upon the owner's or operator's request, a rate sheet  
19 listing all rates for towing services, including but not limited to all rates for towing  
20 and associated fees, cleanup, labor, storage, and any other services provided by the  
21 towing company.

22 (3) (a) Any towing company or storage facility shall:

23 1. Post a rate sheet as described in subsection (2) of this section at its  
24 place of business;

25 2. Provide a current rate sheet to the nearest Department of Kentucky  
26 State Police post; and~~shall~~

27 3. Make the rate sheet available upon a customer's request.

1 (b) Any charge in excess of the rate sheets provided under this subsection shall be  
2 deemed excessive.

3 **(c) If a towing company fails to comply with any of the provisions of this**  
4 **subsection, the Department of Kentucky State Police shall remove that**  
5 **towing company from its wrecker log for a period of:**

6 **1. Six (6) months for the first violation; and**

7 **2. One (1) year for any subsequent violation.**

8 (4) An itemized invoice of actual towing charges assessed by a towing company for a  
9 completed tow shall be made available to the owner of the motor vehicle or the  
10 owner's agent no later than one (1) business day after:

11 (a) The tow is completed; or

12 (b) The towing company has obtained all necessary information to be included on  
13 the invoice, including any charges submitted by subcontractors used by the  
14 towing company to complete the tow and recovery.

15 (5) The itemized invoice required under subsection (4) of this section shall contain the  
16 following information:

17 (a) The date and time the motor vehicle was towed;

18 (b) The location to which the motor vehicle was towed;

19 (c) The name, address, and telephone number of the towing company;

20 (d) A description of the towed motor vehicle, including the color, make, model,  
21 year, and vehicle identification number of the motor vehicle;

22 (e) The license plate number and state of registration for the towed motor vehicle;

23 (f) The cost of the original towing service;

24 (g) The cost of any vehicle storage fees, expressed as a daily rate;

25 (h) Other fees, including documentation fees and motor vehicle search fees; and

26 (i) A list of the services that were performed under a warranty or that were  
27 otherwise performed at no cost to the owner of the motor vehicle.



1 (6) Any service or fee in addition to the services or fees described in subsection (5)(f),  
2 (g), or (h) of this section shall be set forth individually as a single line item on the  
3 invoice required by this section, with an explanation and the exact charge for the  
4 service or the exact amount of the fee.

5 (7) A copy of each invoice and receipt submitted by a tow truck operator in accordance  
6 with this section shall:

7 (a) Be retained by the towing company for a period of two (2) years from the date  
8 of issuance; and

9 (b) Throughout the two (2) year period described in this subsection, be made  
10 available for inspection and copying not later than forty-eight (48) hours after  
11 receiving a written request for inspection from:

12 1. A law enforcement agency;

13 2. The Attorney General;

14 3. A city attorney, county attorney, or the prosecuting attorney having  
15 jurisdiction in the location of any of the towing company's business  
16 locations;

17 4. The disabled motor vehicle's owner or lienholder;

18 5. An agent of the disabled motor vehicle's owner or lienholder; or

19 6. Any individual involved in the underlying collision, his or her respective  
20 insurance companies, or his or her legal representatives, if the disabled  
21 motor vehicle was involved in a collision.

22 ➔Section 5. KRS 189.222 is amended to read as follows:

23 (1) Except as provided in subsection (2) of this section, the secretary of the  
24 Transportation Cabinet in respect to highways which are a part of the state-  
25 maintained system, by official order, may increase on designated highways or  
26 portions thereof, the maximum height, length, and gross weight prescribed in KRS  
27 189.221, if in the opinion of the secretary, the increased height, length, and weight

1 designated by him or her are justified by the strength, safety, and durability of the  
2 designated highways, and the highways do not appear susceptible to unreasonable  
3 and unusual damage by reason of the increases and the secretary may establish  
4 reasonable classification of state maintained roads and fix a different maximum for  
5 each classification. Any increase in the height, length, or width of any motor truck  
6 or tractor semitrailer combinations or any other vehicle combinations including any  
7 part of the body or load or designation of highways to be used by the vehicles, shall  
8 not, in any way, exceed the federal law or regulations thereunder or jeopardize the  
9 allotment or qualification for federal aid funds of the Commonwealth of Kentucky  
10 or exceed the following dimensions and weights:

- 11 (a) 1. Height, for vehicles transporting motor vehicles, fourteen (14) feet; and  
12 2. Height, for all other vehicles, thirteen and one-half (13-1/2) feet;
- 13 (b) Length, semitrailers, fifty-three (53) feet; trailers, twenty-eight (28) feet;  
14 motor trucks, forty-five (45) feet, not to exceed two (2) trailers per truck  
15 tractor;
- 16 (c) Weight, twenty thousand (20,000) pounds per single axle, with axles less than  
17 forty-two (42) inches apart to be considered as a single axle; thirty-four  
18 thousand (34,000) pounds on two (2) axles in tandem arrangement which are  
19 spaced forty-two (42) inches or more apart and less than ninety-six (96)  
20 inches apart; forty-eight thousand (48,000) pounds on three (3) axles which  
21 are spaced forty-two (42) inches or more apart and less than one hundred  
22 twenty (120) inches apart. No single axle in any arrangement shall exceed  
23 twenty thousand (20,000) pounds or seven hundred (700) pounds per inch of  
24 the aggregate width of all the tires on a single axle, whichever is less. The  
25 total gross weight of the vehicle and load shall not exceed eighty thousand  
26 (80,000) pounds;
- 27 (d) Except on the interstate highway system, a tolerance of not more than five

1           percent (5%) per axle load shall be permitted before a carrier is deemed to  
2           have violated paragraph (c) of this subsection. The gross weight shall not  
3           exceed eighty thousand (80,000) pounds;

4           (e) Except as provided for in paragraph (f) of this subsection, truck tractor,  
5           semitrailer and trailer combinations, and other vehicle combinations may be  
6           operated only on the interstate system and on those parts of the federal aid  
7           highway system and the state-maintained system which have been designated  
8           by the secretary of the Transportation Cabinet by official order as safely  
9           allowing same; *and*

10          (f) A vehicle or combination of vehicles that is one hundred two (102) inches  
11          wide or less and has a gross weight of not more than eighty thousand (80,000)  
12          pounds may be driven on any state highway, for a distance of up to fifteen  
13          (15) miles from an interstate or parkway exit.

14          (2) In addition to the provisions of KRS 189.2226, vehicles with a gross weight of up  
15          to eighty thousand (80,000) pounds may travel on any state highway in the  
16          Commonwealth without obtaining a special permit, if the weight does not exceed  
17          any limits mandated by federal law or regulation, any posted bridge weight limit, or  
18          the weight limits for the size and type of vehicle established under paragraph (c) of  
19          subsection (1) of this section, and if the vehicle is transporting any of the following:

- 20          (a) Meats or agricultural crop products originating from a farm to first market;
- 21          (b) Livestock or poultry from their point of origin to first market. As used in this  
22          paragraph and in paragraph (d) of this subsection, "livestock" means cattle,  
23          sheep, swine, goats, horses, alpacas, llamas, buffaloes, or any other animals of  
24          the bovine, ovine, porcine, caprine, equine, or camelid species;
- 25          (c) Primary forest products, including, but not limited to, sawdust, wood chips,  
26          bark, slabs, or logs originating from their points of origin to first market; or
- 27          (d) Supplies, materials, or equipment necessary to carry out a farming operation

1 engaged in the production of agricultural crop products, meats, livestock, or  
2 poultry.

3 (3) The following vehicles registered under KRS 186.050 may exceed the gross weight  
4 provisions set forth in subsection (1)(c) of this section by a weight tolerance of ten  
5 percent (10%), except on the interstate highway system:

6 (a) Vehicles that are engaged exclusively in the transportation of items listed in  
7 subsection (2)(a), (b), and (c) of this section; and

8 (b) Vehicles that are engaged exclusively in the transportation of feed for  
9 livestock or poultry.

10 (4) Vehicles exclusively engaged in the transportation of motor vehicles,  
11 unmanufactured tobacco, or unmanufactured tobacco products may, on those  
12 highways which are a part of the state-maintained system and which have been  
13 designated by the secretary of the Transportation Cabinet by official order as safely  
14 allowing same, attain the maximum lengths as provided by subsection (1)(b) of this  
15 section, excluding the usual and ordinary bumper overhang of the transported  
16 vehicles.

17 (5) Vehicles engaged exclusively in the transportation of farm or primary forestry  
18 products and registered under KRS 186.050(4) or 186.050(9) and vehicles engaged  
19 exclusively in the transportation of ready-mixed concrete shall be excluded from  
20 the axle weight provisions, except on interstate highways, and subject only to total  
21 gross weight provisions.

22 (6) Vehicles registered pursuant to KRS 186.050(3)(b) and engaged in the  
23 transportation of primary forest products, including, but not limited to, vehicles  
24 transporting sawdust, wood chips, bark, slabs, or logs, may exceed the axle, or  
25 gross weight provisions as set forth in accordance with subsection (1)(c) of this  
26 section by a weight tolerance of ten percent (10%), except on the interstate highway  
27 system.

- 1 (7) Vehicles designed for and engaged exclusively in the collection and hauling of  
2 refuse and registered under KRS 186.050(3)(b) shall be excluded from the axle  
3 weight provisions, except when in operation on the federal interstate system, and  
4 subject only to total gross weight provisions.
- 5 (8) The secretary of the Transportation Cabinet may by order increase the weight and  
6 height limits prescribed by this chapter for motor vehicles while being operated  
7 exclusively on roads or highways being constructed, reconstructed, or repaired  
8 under contract with the Transportation Cabinet by the contractor or subcontractor,  
9 agent, or employee thereof.
- 10 (9) Except as otherwise provided in this chapter, the secretary of the Transportation  
11 Cabinet shall not authorize the operation of any vehicle or combination of vehicles,  
12 upon any part of the federal aid highway system or state parkway system, which  
13 exceeds the following dimensions and weights:
- 14 (a) Width, one hundred two (102) inches, including any part of the body or load;  
15 or
- 16 (b) Weight, twenty thousand (20,000) pounds per single axle, with axles less than  
17 forty-two (42) inches apart to be considered as a single axle; thirty-four  
18 thousand (34,000) pounds on two (2) axles in tandem arrangement which are  
19 spaced forty-two (42) inches or more apart and less than ninety-six (96)  
20 inches apart; forty-eight thousand (48,000) pounds on three (3) axles which  
21 are spaced forty-two (42) inches or more apart and less than one hundred  
22 twenty (120) inches apart. The total gross weight of the vehicle and load shall  
23 not exceed eighty thousand (80,000) pounds. If any federal law or laws or  
24 regulations thereunder are hereafter enacted authorizing weights and  
25 dimensions in excess of those set out in paragraphs (a) and (b) of this  
26 subsection, the secretary of the Transportation Cabinet may by official order  
27 increase the maximum weights and dimensions but the increased weights and

1 dimensions shall not exceed those set out in this section.

2 (10) Except on the interstate highway system, vehicles engaged exclusively in the  
3 transportation of crushed stone, fill dirt and rock, soil, bulk sand, coal, phosphate  
4 muck, asphalt, concrete, solid waste, tankage or animal residues, livestock, feed for  
5 livestock or poultry, and agricultural products shall be permitted a tolerance of ten  
6 percent (10%) of the axle weight provisions before a carrier is deemed to have  
7 violated paragraph (1)(c) of this section.

8 (11) **For any vehicle which is equipped with an auxiliary power unit, the weight limits**  
9 **set forth in this section shall be increased by four hundred (400) pounds.**

10 **(12)** The Transportation Cabinet may promulgate administrative regulations pursuant to  
11 KRS Chapter 13A, relating to the implementation of 23 C.F.R. ~~pt. [Part]~~ 658 as it  
12 relates to state-maintained or locally maintained roads. The enforcement of the  
13 provisions of KRS 189.221 and this section on locally maintained roads shall not be  
14 the responsibility of the law enforcement officers of the Transportation Cabinet,  
15 unless the head of the corresponding local government unit has requested, in  
16 writing, enforcement assistance from the Transportation Cabinet.

17 ➔Section 6. KRS 189.221 is amended to read as follows:

18 A person shall not operate on any highway, except those highways designated by the  
19 secretary of transportation under the provisions of KRS 189.222, or those locally  
20 maintained highways under the provisions of KRS 189.222**(12)**~~[(11)]~~ or KRS 189.230(4),  
21 any of the following trucks, trailers, manufactured homes, or vehicles:

22 (1) Any motor truck, semitrailer, trailer, manufactured home, or vehicle which exceeds  
23 eleven and one-half (11-1/2) feet in height or ninety-six (96) inches in width,  
24 including any part of the body or load;

25 (2) Any motor truck, except a semitrailer truck, which exceeds twenty-six and one half  
26 (26-1/2) feet in length, including any part of the body or load;

27 (3) Any semitrailer truck which exceeds thirty (30) feet in length, including any part of

1 the body or load;

2 (4) Any truck, semitrailer truck, or truck and trailer unit which exceeds 36,000 pounds  
3 gross weight, including the load;

4 (5) Any truck, semitrailer truck, or tractor-trailer unit which exceeds a gross weight  
5 equal to the sum of six hundred (600) pounds per inch of the combined width of the  
6 tires upon which the vehicle may be propelled, but no more than thirty-six thousand  
7 (36,000) pounds; and[-]

8 (6) Notwithstanding the provisions of this section, any truck hauling building materials  
9 under KRS 189.2226, or to a road construction project on a highway rated less than  
10 the maximum weight provided above, may haul up to eighty thousand (80,000)  
11 pounds gross weight, including the load, without a permit.

12 ➔Section 7. KRS 75.450 is amended to read as follows:

13 (1) A fire department which collects membership charges or subscriber fees for  
14 combatting fires or serving in other emergencies shall base its annual fee or charge  
15 on the level of protection offered.

16 (2) A fire department that responds to a fire or other emergency on the property of a  
17 nonmember or nonsubscriber may charge the following fees for services rendered:

18 (a) Up to five hundred dollars (\$500) for single family residential units; utility  
19 occupancies of two thousand (2,000) or fewer square feet; assembly and  
20 business occupancies having a capacity which does not exceed one hundred  
21 (100) persons; equipment; vehicles; and grass or woods fires; and

22 (b) Up to one thousand dollars (\$1,000) for multifamily residential units;  
23 assembly and business occupancies having a capacity exceeding one hundred  
24 (100) persons; storage occupancies; utility occupancies of more than two  
25 thousand (2,000) square feet; and all industrial, educational, or institutional  
26 occupancies; and

27 (c) Up to one thousand~~five hundred~~ dollars (\$1,000)~~(\$500)~~ for responding to

- 1 emergencies not covered in paragraphs (a) and (b) of this subsection,  
2 including response to high hazard occupancies as defined in KRS 198B.010.  
3 The department may be entitled to recover necessary and reasonable costs in  
4 excess of the one thousand~~five hundred~~ dollar (\$1,000)~~(\$500)~~ limit based  
5 upon submission of a written itemized claim for the total costs incurred.  
6 Disputes involving fees in excess of the one thousand~~five hundred~~ dollar  
7 (\$1,000)~~(\$500)~~ limit shall be submitted to arbitration by the commission.
- 8 (3) For the purposes of subsection (2)(a) and (b) of this section, the meaning of  
9 assembly, business, industrial, educational, and institutional occupancies shall be as  
10 defined in KRS 198B.010. The meaning of storage and utility occupancies shall be  
11 as defined in the Kentucky Building Code, Sections 311.1 and 312.1 respectively,  
12 promulgated pursuant to KRS 198B.050.
- 13 (4) Property owned by the Commonwealth of Kentucky and the federal government  
14 shall be exempt from charges.
- 15 (5) If more than one (1) department responds to a fire or other emergency, the fee shall  
16 be paid only to the department which is authorized to protect the property pursuant  
17 to KRS 75.440(2)(a).
- 18 (6) A fire department shall respond within its jurisdiction to all fires and to other  
19 emergencies for which it is responsible as set forth in its mission statement. A copy  
20 of each fire department mission statement shall be filed with the commission. A  
21 new department shall file its statement when it is incorporated. A department in  
22 existence on July 15, 1994, shall file its mission statement by July 1, 1995. A copy  
23 of the mission statement shall be posted in a conspicuous location in each station of  
24 the department, and shall be filed with the county clerk of each county in which the  
25 department has jurisdiction pursuant to KRS 75.440(2)(a). The mission statement  
26 shall remain in effect until amended, and filed and posted by the fire department in  
27 the locations as required by this subsection.



1 (7) If a fire department collects membership charges or subscriber fees, the fiscal court  
2 may adopt an ordinance to require the annual membership charges or subscriber  
3 fees to be added to property tax bills. In any county where the fiscal court has  
4 adopted such an ordinance, the county clerk shall add the annual membership  
5 charges or subscriber fees to the tax bills of the affected property owners in a place  
6 separate from the bill of the fire district tax or fire subdistrict tax so that ratepayers  
7 can ascertain the amount of the membership charges or subscriber fees apart from  
8 the fire district tax.

9 (8) The membership charges or subscriber fees shall be collected and distributed by the  
10 sheriff to the appropriate fire departments in the same manner as the other taxes on  
11 the bill and unpaid fees or charges shall bear the same penalty as general state and  
12 county taxes. This shall be a lien on the property against which it is levied from the  
13 time of the levy. The fiscal court shall, in the ordinance set forth in subsection (7) of  
14 this section and in consultation with the sheriff and the fire department, set a  
15 collection fee for the sheriff to retain an amount not to exceed four and one-fourth  
16 percent (4.25%) of the membership charges or subscriber fees collected.

17 ➔Section 8. KRS 189.270 is amended to read as follows:

18 (1) (a) The department may issue permits for the operation of motor vehicles,  
19 manufactured homes, recreational vehicles, boats, or any other vehicle  
20 transporting a nondivisible load, whose gross weight including load, height,  
21 width, or length exceeds the limits prescribed by this chapter or which in other  
22 respects fail to comply with the requirements of this chapter. Permits may be  
23 issued by the department for stated periods, special purposes, and unusual  
24 conditions, and upon terms in the interest of public safety and the preservation  
25 of the highways as the department may require.

26 (b) The department shall promulgate administrative regulations in accordance  
27 with KRS Chapter 13A to set fees for permits established under this section.

- 1 (2) Except as provided in subsection (8) of this section, the department may, at the  
 2 request of an applicant, issue a single-trip permit regardless of the type of vehicle or  
 3 equipment being transported that exceeds the weight or dimension limits  
 4 established by this chapter if the load being transported is a nondivisible load.~~[A  
 5 single-trip permit shall cost sixty dollars (\$60) for each overweight or  
 6 overdimensional permit requested.]~~
- 7 (3) (a) Except as provided in subsection (8) of this section, the department may, at  
 8 the request of an applicant, issue an annual permit regardless of the type of  
 9 vehicle or equipment being transported that exceeds the weight or dimension  
 10 limits established by this chapter if the load being transported is a nondivisible  
 11 load.
- 12 (b) The vehicle operating under a permit issued under this subsection shall not  
 13 exceed sixteen (16) feet in width exclusive of usual and ordinary overhang,  
 14 one hundred twenty (120) feet in length including a towing vehicle and trailer  
 15 combination, thirteen (13) feet six (6) inches in height, or one hundred sixty  
 16 thousand (160,000) pounds.
- 17 ~~[(c) Except as provided in subsections (4), (7), and (8) of this section, an annual  
 18 permit for loads less than or equal to fourteen (14) feet in width shall cost two  
 19 hundred fifty dollars (\$250). An annual permit for loads exceeding fourteen  
 20 (14) feet in width shall cost five hundred dollars (\$500).]~~
- 21 (4) **The department shall establish**~~[An]~~ annual **permits**~~[permit]~~ to transport farm  
 22 equipment:
- 23 **(a)** Less than fourteen (14) feet in width; **and**~~[ shall cost eighty dollars (\$80). An  
 24 annual permit to transport farm equipment ]~~
- 25 **(b)** That exceeds fourteen (14) feet in width from a dealership to a farm, from a  
 26 farm to a dealership, or from a dealership to a dealership~~[ shall cost one  
 27 hundred fifty dollars (\$150)].~~

1 (5) Permits issued under this section shall be for nondivisible loads and shall be valid  
2 statewide; however, the department may, as a condition of issuing an annual or  
3 single-trip permit, limit the overweight or overdimensional vehicle to specified  
4 routes, exclude certain highways, or even cancel an applicant's permit if an  
5 unreasonable risk of accident or an unreasonable impedance of the flow of traffic  
6 would result from the presence of the overweight or overdimensional vehicle. A  
7 person who applies for, and accepts, a permit issued under this section is  
8 acknowledging that the Kentucky Transportation Cabinet is not guaranteeing safe  
9 passage of vehicles by issuing the permit. A person who applies for, and accepts, a  
10 permit issued under this section agrees to measure all clearances of highway  
11 structures, both laterally and vertically, prior to passage of the person's vehicles  
12 along the routes specified in the permit. A person who applies for, and accepts, a  
13 permit issued under this section is classified as a bare licensee whose duty is to  
14 assume sole risk involved in using Kentucky's highways without warranty of  
15 accuracy.

16 (6) Subject to the limitations of subsection (12) of this section, the department shall  
17 promulgate administrative regulations under KRS Chapter 13A to establish  
18 requirements for escort vehicles, safety markings, and other safety restrictions  
19 governing the operation of an overweight or overdimensional vehicle. The  
20 department shall provide each applicant for an annual or single-trip permit issued  
21 under this section a copy of all restrictions associated with the overweight or  
22 overdimensional permit at no charge to the applicant. The department shall be  
23 prohibited from raising the permit fee established in subsections (2) and (3) of this  
24 section by levying additional fees for an overweight or overdimensional permit  
25 through the administrative regulation process.

26 (7) (a) Notwithstanding KRS 189.269, the department may, at the request of an  
27 applicant who is a transporter of manufactured housing, issue an annual

1 permit that exceeds the weight or dimension limits established by this chapter  
2 if the load being transported is a nondivisible load.

3 (b) The vehicle operated shall not exceed sixteen (16) feet in width exclusive of  
4 usual and ordinary overhang, one hundred twenty (120) feet in length  
5 including a towing vehicle and trailer combination, fifteen (15) feet in height,  
6 or one hundred sixty thousand (160,000) pounds.

7 (c) ~~The cost for an annual permit issued under this subsection shall be:~~

- 8 ~~1. One thousand five hundred dollars (\$1,500) for loads greater than fourteen~~  
9 ~~(14) feet in width or greater than thirteen (13) feet six (6) inches in height; and~~  
10 ~~2. Five hundred dollars (\$500) for loads less than or equal to fourteen (14) feet~~  
11 ~~in width and less than or equal to thirteen (13) feet six (6) inches in height.~~

12 (d) The holder of a permit issued under this subsection shall, when transporting a  
13 manufactured home:

- 14 1. Abide by all escort requirements, safety markings, and other safety  
15 restrictions governing overweight and overdimensional vehicles; and  
16 2. Equip each truck operating under a permit with global positioning  
17 system technology that keeps a record of locations traveled. The travel  
18 records of trucks operating under a permit shall be open to inspection by  
19 the Transportation Cabinet.

20 (d)(e) Any person with a permit under this subsection who operates a vehicle  
21 greater than thirteen (13) feet six (6) inches in height while operating in a  
22 restricted area designated by the Transportation Cabinet shall be fined one  
23 thousand dollars (\$1,000).

24 (8) The cabinet shall not issue an annual permit under this section if the person  
25 applying for the permit is eligible for an annual permit issued under KRS 189.2716  
26 or 189.2717.

27 (9) The department may require the applicant to give bond, with approved surety, to

1 indemnify the state or counties against damage to highways or bridges resulting  
2 from use by the applicant. The operation of vehicles in accordance with the terms of  
3 the permit issued under this section shall not constitute a violation of this chapter if  
4 the operator has the permit, or an authenticated copy of it, in his or her possession.

5 (10) Any person transporting a parade float which exceeds the dimensional limits on a  
6 highway over which it is transported shall be required to obtain a permit as required  
7 in subsection (2) of this section. If the float is being used in conjunction with a  
8 parade to be held within the boundaries of the Commonwealth, a fee shall not be  
9 assessed by the department to issue the permit.

10 (11) A person shall not operate any vehicle in violation of the terms of the permit issued  
11 under this section.

12 (12) (a) The cabinet shall not promulgate administrative regulations pursuant to this  
13 section that restrict the time or days of the week when a permit holder may  
14 operate on the highway, except that travel may be limited from 6 a.m. to 9  
15 a.m. and 3 p.m. to 6 p.m. Monday through Friday. In addition to the  
16 restrictions established in this paragraph, any manufactured home being  
17 transported by permit issued under this section shall not travel on any  
18 highway after daylight hours Monday through Saturday, or at any time on  
19 Sunday.

20 (b) The cabinet shall allow a permit holder who has obtained a permit to transport  
21 equipment to a work site to return to the permit holder's place of business  
22 immediately after work is completed at the job site, subject to the limitations  
23 of paragraph (a) of this subsection.

24 (c) The cabinet shall not promulgate administrative regulations pursuant to this  
25 section setting forth escort vehicle requirements for overdimensional farm  
26 implements or vehicles towing overdimensional farm implements that are  
27 more stringent than the following:

- 1           1. For a single vehicle and load in excess of twelve (12) feet in width being  
2           operated on a two (2) lane highway, no more than one (1) lead vehicle  
3           shall be required;
- 4           2. For a single vehicle and load in excess of twelve (12) feet in width being  
5           operated on a four (4) lane highway, no more than one (1) trail vehicle  
6           shall be required;
- 7           3. For a single vehicle and load in excess of eighty-five (85) feet in length  
8           being operated on a two (2) lane highway, no more than one (1) lead  
9           vehicle shall be required;
- 10          4. For more than one (1) vehicle and load in excess of twelve (12) feet in  
11          width or eighty-five (85) feet in length being operated as a convoy on a  
12          two (2) lane highway, no more than one (1) lead vehicle shall be  
13          required;
- 14          5. A lead escort vehicle on a two (2) lane highway under this paragraph  
15          may also serve as a tow vehicle;
- 16          6. Any distance for lead or trail escort vehicles shall contain provisions  
17          allowing for a variance from that distance due to safety or road  
18          conditions; and
- 19          7. A vehicle or its escort shall be required to bear a sign declaring that the  
20          vehicle is oversized or be required to use lights, flashers, or flags, but a  
21          vehicle or its escort shall not be required to do both.

22          ➔Section 9. KRS 189.271 is amended to read as follows:

- 23       (1) Notwithstanding any other provision of laws, the Transportation Cabinet may issue  
24       special permits to the owners, operators, or lessees of motor vehicles for the  
25       purpose of hauling industrial materials whose gross weight or dimensions,  
26       including vehicle and load, exceeds the limits prescribed by this chapter or which in  
27       other respects fail to comply with the requirements of this chapter. A separate

1 permit shall be required for each vehicle. ~~Such~~ Permits **issued in accordance with**  
2 **this section** shall be issued:

3 **(a)** For specified materials only and shall designate the portions of the state  
4 primary road system over which ~~the~~<sup>such</sup> vehicle may operate pursuant to  
5 the permit;

6 **(b)** ~~Such permit shall be issued~~ For a stated period of time determined by the  
7 applicant not to exceed three (3) years, and an existing permit may be  
8 renewed pending an inspection by the cabinet of the routes listed on the  
9 permit; **and**

10 **(c)** ~~Permits under this section shall be~~ Upon ~~the~~<sup>such</sup> terms and conditions as  
11 the cabinet may, in its discretion, require in the public interest.

12 (2) The cabinet may establish a system by which a current permit holder can be granted  
13 a new permit specifying different routes or materials without having to complete a  
14 new application or pay a separate application fee.

15 (3) The cabinet shall:

16 **(a)** **Promulgate administrative regulations in accordance with KRS Chapter**  
17 **13A to set fees for permits established under this section; and** ~~require, as a~~  
18 ~~condition to the issuance of the permit, that the applicant pay a reasonable fee,~~  
19 ~~to be fixed by the cabinet, and shall~~

20 **(b)** Require that an applicant convicted under provisions of KRS 189.990(2)(a)  
21 two (2) or more times within a five (5) year period give bond, with approved  
22 surety, in an amount not to exceed six thousand dollars (\$6,000) for each  
23 vehicle to indemnify the Commonwealth of Kentucky against damage to  
24 highways or bridges resulting from the operation of any motor vehicle under  
25 the authorization of ~~the~~<sup>such</sup> permit. A bond acquired under this subsection  
26 may be carried forward to another permit if the cabinet has not gone against  
27 the bond.

- 1 (4) The operation of any motor vehicle in accordance with the terms of ~~the~~<sup>[any such]</sup>  
2 permit shall not constitute a violation of this chapter, if the operator has the permit,  
3 or a copy of it, authenticated as the cabinet may require, in his or her possession.
- 4 (5) The cabinet shall not issue a permit under this section for a vehicle whose gross  
5 weight, including vehicle and load, exceeds the maximum gross weight as provided  
6 in KRS 189.222.
- 7 (6) The cabinet shall not issue a permit under this section for a vehicle whose  
8 dimensions, including vehicle and load, exceed the maximum dimension as  
9 provided in KRS 189.222.
- 10 (7) A person shall not operate a motor vehicle in violation of the terms and conditions  
11 of any permit issued by the cabinet pursuant to this section.
- 12 (8) As used in this section, industrial materials shall mean all cargo, whether divisible  
13 or indivisible, which a motor vehicle transports in the usual and ordinary course of  
14 business and shall specifically include, but not be limited to, agricultural products,  
15 minerals, or natural resources transported by a motor vehicle.
- 16 (9) The cabinet may:
- 17 (a) Exercise general supervision of the administering and enforcement of this  
18 section;~~[-]~~
- 19 (b) Promulgate administrative regulations, subject to the limitations of this  
20 section, with respect to the issuance of a permit, including, but not limited to,  
21 administrative regulations concerning the duration of permits and weight  
22 limits for various types of vehicles, materials, and highways;~~[-]~~
- 23 (c) Promulgate administrative regulations with respect to the amount, terms and  
24 conditions of the bond and the sufficiency of the surety of ~~a~~<sup>[such]</sup> bond  
25 required by this section. The cabinet shall allow applicants not required to  
26 post a surety bond under subsection (3) of this section to self-insure to meet  
27 the bonding requirements of this section; and~~[-]~~



1 (d) Issue, continue in effect, revoke, modify, or deny, under~~[such]~~ conditions as  
 2 the cabinet may prescribe, permits provided for under this section.

3 ➔Section 10. KRS 189.2713 is amended to read as follows:

4 (1) As used in this section, "metal commodities" means:

5 (a) Output products from metal-producing industries that are transported in their  
 6 most basic and original form from a mill or storage facility to market for  
 7 processing; and~~[.]~~

8 (b) ~~["Metal commodities"]~~ Does not include manufactured parts being transported  
 9 from a manufacturer or supplier to another customer.

10 (2) The department shall promulgate administrative regulations pursuant to KRS  
 11 Chapter 13A governing the issuance of annual and single-trip permits for the  
 12 operation of motor vehicles transporting metal commodities with a minimum gross  
 13 weight of eighty thousand and one (80,001) pounds and a maximum gross weight of  
 14 one hundred twenty thousand (120,000) pounds in divisible or nondivisible loads to  
 15 or from a facility manufacturing metal commodities in this state or a facility used  
 16 for storage of metal commodities. *The administrative regulations promulgated*  
 17 *under this section shall include fees for annual and single-trip permits.*

18 (3) A motor carrier transporting metal commodities in divisible or nondivisible loads to  
 19 or from a facility manufacturing metal commodities in this state or a facility used  
 20 for storage of metal commodities, may apply for an annual or single-trip overweight  
 21 permit pursuant to subsection (2) of this section. A permit issued under this section  
 22 shall be specific to a single truck and shall be valid twenty-four (24) hours a day.

23 ~~(4)(a) The cost of an annual permit issued under this section shall be one thousand~~  
 24 ~~two hundred fifty dollars (\$1,250).~~

25 ~~(b) The cost of a single trip permit issued under this section shall be one hundred~~  
 26 ~~dollars (\$100).~~

27 ~~(5)~~ Permits issued under this section shall contain a website~~[Web site]~~ hyperlink or any

1 other method to provide the motor carrier with routes that are approved by the  
2 department.

3 ~~(5)~~~~(6)~~ Upon renewal of any annual permit issued under this section, the permit  
4 holder shall report to the cabinet the number of trips made and the total miles driven  
5 under the permit during the previous year.

6 ~~(6)~~~~(7)~~ Administrative regulations promulgated by the department under this section  
7 may require motor carriers to meet specific Federal Motor Carrier Safety  
8 Administration (FMCSA) safety ratings and FMCSA safety measurement system  
9 scores before issuance of a permit under this section.

10 ➔Section 11. KRS 189.2716 is amended to read as follows:

11 (1) As used in this section, "riverport" means a riverport facility established by a  
12 riverport authority under KRS 65.520.

13 (2) In order to promote economic development and retain jobs within this state, subject  
14 to KRS 189.222, the department shall promulgate administrative regulations  
15 pursuant to KRS Chapter 13A governing the issue of annual permits for the  
16 operation of motor vehicles that are transporting steel products in divisible or  
17 nondivisible loads on state highways from a facility manufacturing products in this  
18 state to a riverport within this state, and whose dimensions exceed the limits for  
19 vehicle width prescribed by this chapter.

20 (3) The maximum width dimension for an overdimensional permit issued in accordance  
21 with this section shall be ten (10) feet.

22 (4) A motor carrier transporting steel products in divisible or nondivisible loads from a  
23 facility manufacturing steel products in this state may apply for an annual  
24 overdimensional permit pursuant to subsection (2) of this section. An application  
25 for a permit shall identify the route to be used. The permit shall be valid twenty-  
26 four (24) hours a day, but shall be limited to movements of steel products within the  
27 state of not more than seven (7) road miles from the manufacturing facility.

1 (5) The *department shall promulgate administrative regulations in accordance with*  
2 *KRS Chapter 13A to set fees for permits established under this section*~~cost of the~~  
3 ~~annual permit shall be two hundred fifty dollars (\$250)].~~

4 ➔Section 12. KRS 189.2717 is amended to read as follows:

5 (1) Subject to the provisions of KRS 189.222, the department may promulgate  
6 administrative regulations pursuant to KRS Chapter 13A governing the issuance of  
7 annual permits for the operation of motor vehicles transporting nondivisible loads  
8 in this Commonwealth whose gross weight exceeds the limits prescribed by this  
9 chapter. The gross weight of a motor vehicle operating pursuant to this section shall  
10 not exceed one hundred twenty thousand (120,000) pounds. The movement of the  
11 overweight motor vehicle shall be limited to a specific route set forth on the annual  
12 permit.

13 (2) The following axle weights shall not be exceeded in the loading of a nondivisible  
14 load:

15 (a) Single axle with axles less than forty-two (42) inches apart and being the  
16 steering axle with one (1) wheel on each side of the axle to be considered a  
17 single axle shall not be more than fifteen thousand (15,000) pounds;

18 (b) Two (2) axles in tandem arrangement which are spaced forty-two (42) inches  
19 or more apart and less than ninety-six (96) inches apart shall not be more than  
20 forty thousand (40,000) pounds;

21 (c) Three (3) axles in tridem arrangement which are spaced forty-two (42) or  
22 more inches apart and less than one hundred twenty (120) inches apart shall  
23 not be more than sixty-five thousand (65,000) pounds; and

24 (d) Dual wheel axle with one (1) axle with two (2) wheels on each side of the axle  
25 to be considered a dual wheel axle shall not be more than twenty thousand  
26 (20,000) pounds each.

27 (3) Each motor vehicle operating pursuant to this section shall comply with the safety

1 provisions set forth in the administrative regulations promulgated by the department  
2 pursuant to this section.

3 (4) The department shall promulgate administrative regulations in accordance with  
4 KRS Chapter 13A to set fees for permits established under this section~~[fee for the~~  
5 ~~annual permit for each motor vehicle pursuant to this section shall be five hundred~~  
6 ~~dollars (\$500)]~~.

7 (5) The department may refuse to issue a permit for a requested route because of the  
8 inadequacies of the roadway or a structure on that route.

9 ➔Section 13. KRS 132.487 is amended to read as follows:

10 (1) The department shall develop and administer a centralized ad valorem tax system  
11 for all motor vehicles as defined in KRS 186.010. This system shall be designed to  
12 allow the collection of state, county, city, urban-county government, school, and  
13 special taxing district ad valorem taxes due on each motor vehicle at the time of  
14 registration of the motor vehicle by the party charged with issuing the registration.  
15 The department shall supervise and instruct the property valuation administrators  
16 and other officials with respect to their duties in relation to this system.

17 (2) Except as otherwise provided by law, the tax rate levied by the state, counties,  
18 schools, cities, and special tax districts on motor vehicles shall not exceed the rate  
19 that could have been levied on motor vehicles by the district on the January 1, 1983  
20 assessments. All counties, schools, cities, and special taxing districts proposing to  
21 levy an ad valorem tax on motor vehicles shall submit to the department on or  
22 before October 1 of the year preceding the assessment date, the tax rate to be levied  
23 against valuations as of that assessment date. Any district that fails to timely submit  
24 the tax rate shall receive the rate in effect for the prior year.

25 (3) The compensating tax rate and maximum possible tax rate allowable for counties,  
26 schools, cities, and special taxing districts on property other than motor vehicles for  
27 the 1984 and subsequent tax periods shall be calculated excluding all valuations of

1 and tax revenues from motor vehicles from the base amounts used in arriving at  
2 these general rates.

3 (4) The Transportation Cabinet shall provide access to all records of motor vehicle  
4 registrations to the department and the property valuation administrators as  
5 necessary to prepare and maintain a complete tax roll of motor vehicles throughout  
6 each year.

7 (5) The property valuation administrator shall, subject to the direction, instruction, and  
8 supervision of the department, have responsibility for assessing all motor vehicles  
9 other than those assessed under KRS Chapter 136 as part of public service  
10 companies. The department may provide standard valuation guidelines for use in  
11 valuation of motor vehicles.

12 (6) The property valuation administrator shall provide to the department by December  
13 1 of each year a recapitulation of motor vehicles to be assessed as of January 1 of  
14 the next year.

15 (7) Procedures for protest, appeal, and correction of erroneous assessments shall be the  
16 same for motor vehicles as for other properties subject to ad valorem taxes.

17 **(8) The state portion of ad valorem tax collected on electric vehicles and hybrid**  
18 **vehicles, as defined in KRS 186.010, shall be deposited in the road fund.**

19 ➔Section 14. KRS 186.480 (Effective July 1, 2024) is amended to read as  
20 follows:

21 (1) The Department of Kentucky State Police shall examine every applicant for an  
22 operator's license as identified in KRS 186.635, except as otherwise provided in this  
23 section. The examination shall be held in the county where the applicant resides  
24 unless:

25 (a) The applicant is granted written permission by the Transportation Cabinet to  
26 take the examination in another county; or

27 (b) The applicant is tested using a bioptic telescopic device.

- 1 (2) The examination shall include a test of the applicant's eyesight to ensure  
2 compliance with the visual acuity and visual field standards set forth in KRS  
3 186.577. The vision testing outlined in this subsection shall be administered under  
4 the provisions established in KRS 186.577 at, or prior to, the time of application.  
5 The examination shall also include a test of the applicant's ability to read and  
6 understand highway signs regulating, warning, and directing traffic, the applicant's  
7 knowledge of traffic laws, and an actual demonstration of the applicant's ability to  
8 exercise ordinary and reasonable control in the operation of a motor vehicle. The  
9 provisions of this subsection shall not apply to an applicant who:
- 10 (a) At the time of application, holds a valid operator's license from another state,  
11 provided that state affords a reciprocal exemption to a Kentucky resident;
- 12 (b) At the time of application for a motorcycle instruction permit or motorcycle  
13 operator's license, presents evidence of successful completion of an approved  
14 rider training course under KRS 176.5062; or
- 15 (c) Is a citizen of the Commonwealth who has been serving in the United States  
16 military and has allowed his or her operator's license to expire.
- 17 (3) In addition to the requirements of subsection (2) of this section, an applicant for a  
18 motorcycle operator's license who does not present evidence of successful  
19 completion of an approved rider training course under KRS 176.5062 shall be  
20 required to show his or her ability to operate a motorcycle. An applicant who  
21 successfully completes the skills portion of the test under this subsection on a:
- 22 (a) Three (3) wheeled motorcycle shall be issued a motorcycle operator's license  
23 restricted to the operation of three (3) wheeled motorcycles under KRS  
24 186.447; or
- 25 (b) Two (2) wheeled motorcycle shall be issued a motorcycle operator's license  
26 without the restriction identified in KRS 186.447, and may operate both two  
27 (2) and three (3) wheeled motorcycles.

1 (4) Any person whose intermediate license or operator's license is denied, suspended,  
2 or revoked for cause shall apply for reinstatement at the termination of the period  
3 for which the license was denied, suspended, or revoked by submitting to the  
4 examination. The provisions of this subsection shall not apply to any person whose  
5 license was suspended for failure to meet the conditions described in KRS 186.411  
6 when, within one (1) year of suspension, the driving privileges of the individual  
7 are~~[such individuals are]~~ reinstated.

8 (5) An applicant shall not use an autocycle for road skills testing administered under  
9 the provisions of this section.

10 **(6) The Department of Kentucky State Police shall include, in the educational**  
11 **materials it produces for prospective drivers, information about the purposes,**  
12 **processes, and benefits of the organ donation program.**

13 ➔Section 15. Sections 1, 2, and 13 of this Act take effect January 1, 2025.