

1 AN ACT relating to emergency response fees.

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

3 ➔Section 1. KRS 65.111 is amended to read as follows:

4 (1) As used in this section:

5 (a) "Emergency response" means a response by any first responder to a reported  
6 incident that is of such an emergent nature that jeopardizes or could  
7 jeopardize personal safety or result in the destruction of property;

8 (b) "Emergency response fee" means any charge or fee, other than a membership  
9 charge or subscriber fee levied under KRS Chapter 273, imposed by a fire  
10 department, whether paid or volunteer, ambulance provider, law enforcement  
11 agency, or other organization to cover the costs associated with an emergency  
12 response, including but not limited to costs incurred for labor, materials,  
13 supplies, or equipment used or provided in the response; and

14 (c) "First responder" means fire, police, and emergency medical personnel.

15 (2) **(a)** No local government, special district, or other provider of any emergency  
16 response service shall submit any demand for payment or require **a landlord**  
17 **to pay any emergency response fee if the emergency response:**

18 **1. Arises out of the actions of a residential tenant or his or her guest;**

19 **and**

20 **2. Was not the result of any failure by the landlord to maintain a**  
21 **building in compliance with applicable housing, building, plumbing,**

22 **electrical, fire, health, or nuisance code requirements**~~[an owner of~~  
23 ~~property occupied by an individual other than the owner to pay any~~  
24 ~~emergency response fee that arises out of the actions of another over~~  
25 ~~which the owner has no control].~~

26 **(b) Nothing in paragraph (a) of this subsection shall prevent a local**  
27 **government, special district, or other provider of any emergency response**

1                    *service from submitting a demand for payment of an emergency response*  
2                    *fee from a responsible party.*