

Privatizing these services could produce savings for cities, but the current provisions of KRS 109.0417 create a lengthy process to achieve privatization. The statute currently mandates that a local government's final determination to award a franchise where no franchise exists shall not be effective before 12 months after the local government's final determination. KRS 109.0417 mandates the local government notify private companies serving the area 180 days prior to a final determination to award a franchise; however, if no private company is providing services, this provision of the law cannot be complied with. The statute currently appears not to provide an exception to the notice requirement in that instance.

KLC believes SB 152 could especially benefit cities with a population of 1,000-8,000, one-third of which operate their own solid waste management system but likely could save money through privatization of services. SB 152 would reduce administrative burden and expedite the transition to privately provided services.

Part III: Differences to Local Government Mandate Statement from Prior Versions

Part II applies to SB 152 GA version. The GA version is the same as the bill as introduced. SB 152 passed its chamber of origin without amendments or substitutes.

Data Source(s): Kentucky League of Cities; LRC staff

Preparer: Mary Stephens/mjo **Reviewer:** MKDL **Date:** 2/24/22