

174.100 Public hearing required prior to expenditure by unit of local government of state-derived tax revenues on roads -- Effect of hearing -- Exceptions.

- (1) Before any unit of local government expends state-derived tax revenues on a state rural, secondary, county road or municipal highway, road, street, or county or municipal bridge, it shall provide an opportunity to the public to provide input in a public meeting for which notice has been given under KRS 61.823(2) to (4) with regard to the project and to priorities for use of tax moneys for road and bridge purposes.
- (2) Prior to the contemplated date of expenditure of state-derived tax revenues on a road or bridge by a unit of local government, that unit of government shall include the topic as a specific item on the public meeting agenda and shall allow any person to speak with regard to any proposed project, any project which he or she feels should be built or done which has not been proposed, priorities for completion of projects, and any other matter related to road or bridge projects.
- (3) The unit of local government shall not be bound by the comments and input provided at the meeting but shall give due consideration to them.
- (4) No unit of local government shall begin construction on a road or bridge project in which state-derived tax revenues are involved until the meeting as provided in this section has been held.
- (5) This section shall not be construed to require a separate meeting for each project. A single meeting encompassing the entire road and bridge program, if all projects subsequently undertaken have been identified at the meeting, shall meet the requirements of this section.
- (6) The provisions of this section shall not apply to emergency repair or replacement of roads or bridges necessitated by natural or man-caused disasters nor to street cleaning or snow removal operations.

Effective: July 14, 2022

History: Amended 2022 Ky. Acts ch. 103, sec. 3, effective July 14, 2022. -- Amended 1992 Ky. Acts ch. 33, sec. 5, effective July 14, 1992. -- Amended 1990 Ky. Acts ch. 50, sec. 2, effective July 13, 1990. -- Created 1980 Ky. Acts ch. 370, sec. 1, effective July 15, 1980.

Legislative Research Commission Note (7/14/2022). Under the authority of KRS 7.136(1), the Reviser of Statutes has corrected the format of this section following the enactment of 2022 Ky. Acts ch. 103, sec. 3. The words in the text were not changed.