



HARDIN COUNTY
COMMONWEALTH OF KENTUCKY
ORDINANCE NO. 224, SERIES 2005

**AN ORDINANCE RELATING TO THE ESTABLISHMENT
AND LEVY OF AN ENHANCED 911 EMERGENCY TELEPHONE
SERVICE FEE WITHIN HARDIN COUNTY, KENTUCKY**

WHEREAS, the Hardin County Fiscal Court has established an Enhanced 911 Emergency Telephone Service for all of Hardin County, including all municipal corporations within Hardin County at their request, by virtue of Ordinance No. 55, Series 1989, as amended by Ordinance No. 68, Series, 1990; as amended by Ordinance No. 76, Series 1991; as amended by Ordinance No. 78, Series 1991; and as amended by Ordinance No. 88, Series 1992;

WHEREAS, pursuant to Kentucky Revised Statute 65.760, local governments are authorized to levy a special tax, license, or fee to fund the operation of such an Enhanced 911 Emergency Telephone Service; and

WHEREAS, the Hardin County Fiscal Court now desires to modify, pursuant to Kentucky Revised Statute 65.760, the previously levied special tax, license or fee from \$0.83 to \$1.60 in order to provide funding for the increased cost of operation and maintenance of the E-911 Emergency Communication System.

**BE IT ORDAINED BY THE FISCAL COURT OF COUNTY OF HARDIN,
COMMONWEALTH OF KENTUCKY, AS FOLLOWS:**

SECTION I

Section No. 3 (a) and (b) of Ordinance No 55, Series 1989, Section I of Ordinance No. 76, Series 1991, Section I of Ordinance No. 78, Series 1991, and Section I of Ordinance No. 88, Series 1992 are hereby amended in their entirety as follows:

- A. There is hereby established an Enhanced 911 Emergency Telephone Service fee of One Dollar and Sixty Cents (\$1.60) per month for each exchange telephone subscriber within Hardin County, including all municipal corporations within Hardin County, which is levied as special tax, license, or fee as provided in Kentucky Revised Statute 65.760. Such fee shall be paid by each exchange telephone subscriber in Hardin County on an individual exchange basis limited to a maximum of twenty five (25) exchange lines per account and any private commercial service or owner of a dispersed private telephone system (DPTS) that provides local and 911 emergency service to subscribers for compensation commencing on May 1, 2005, and each month thereafter unless modified by subsequent ordinance of the Hardin County

Fiscal Court. All WATS, public pay station lines, foreign exchange lines, incoming only lines or non-originating lines shall be exempt from such fee.

- B. The Hardin County Judge/Executive, with the consent of the Hardin County Fiscal Court, shall contract with any or all providers or local telephone service in Hardin County to collect the Enhanced 911 Emergency Telephone Service fee from the telephone subscriber and remit said fee to Hardin County to be used in accordance with Kentucky Revised Statute 65.760.

SECTION II

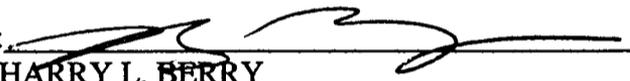
The provisions of this Ordinance are severable. If any sentence, clause, section or part of this Ordinance, or the application thereof is for any reason found to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect or repeal any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance.

This Ordinance shall be effective immediately upon passage and publication.

Introduced and publicly read by first reading on this the 22nd day of February, 2005.

Publicly read and approved on second reading on the 8th day of March, 2005.

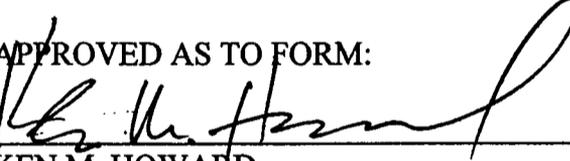
HARDIN COUNTY FISCAL COURT

BY: 
HARRY L. BERRY
HARDIN COUNTY JUDGE/EXECUTIVE

ATTEST:


KENNETH L. TABB
HARDIN COUNTY COURT CLERK

APPROVED AS TO FORM:


KEN M. HOWARD
HARDIN COUNTY ATTORNEY
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