

1 AN ACT relating to roads and streets maintained by local governments.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 176 IS CREATED TO
4 READ AS FOLLOWS:

5 *As used in this Sections 1 to 5 of this Act:*

6 *(1) "County population ranking" has the same meaning as in KRS 154.21-015;*

7 *(2) "County roads" has the same meaning as in KRS 178.010;*

8 *(3) "Local Assistance Road Program" or "LARP" means a list of rehabilitation*
9 *projects on county roads, streets, and urban roads identified by the General*
10 *Assembly for funding grants; and*

11 *(4) "Streets" and "urban roads" have the same meaning as in KRS 177.365.*

12 ➔SECTION 2. A NEW SECTION OF KRS CHAPTER 176 IS CREATED TO
13 READ AS FOLLOWS:

14 *(1) (a) The cabinet shall establish procedures by which a city or county may make*
15 *application for portions of county roads, streets, and urban roads in its*
16 *jurisdiction to be considered for grants from the LARP.*

17 *(b) A city or county may submit to the cabinet for consideration for the LARP*
18 *only those rehabilitation projects that bring the road or street back to its*
19 *original condition and shall not submit projects that increase capacity or*
20 *involve other improvements over the original design of the road.*

21 *(c) The maximum amount of funding that a city or county may receive for any*
22 *individual project under a LARP grant is five hundred thousand dollars*
23 *(\$500,000).*

24 *(d) Beginning on June 1 of each year, a city or county may submit projects for*
25 *consideration for LARP grants to the cabinet in advance of each regular*
26 *session of the General Assembly. In order to be considered for funding*
27 *during a regular session of the General Assembly, the submission shall be*

1 made by October 1 of the preceding year. A project submitted in a previous
2 year that was not selected shall be resubmitted under a new application in
3 order to be considered in a future year.

4 (2) For each project application submitted under subsection (1) of this section, the
5 cabinet shall:

6 (a) Review the project to ensure it meets the requirements of subsection (1)(b)
7 of this section; and

8 (b) Evaluate the project in accordance with Section 3 of this Act within thirty
9 (30) days of the submission of the application.

10 (3) Beginning on July 1 of each year, the cabinet shall submit to the General
11 Assembly through the Legislative Research Commission a list of all project
12 requests submitted under subsection (1) of this section that have been evaluated
13 by the cabinet in the previous month. The list shall be divided into two (2)
14 sections, one (1) section listing projects involving county roads, and one (1)
15 section listing projects involving streets and urban roads. The list shall, at a
16 minimum, include the following information for each project:

17 (a) The name of the city or county responsible for maintaining the road or
18 street;

19 (b) A unique project identification number;

20 (c) The route and highway district where the project is located;

21 (d) The length of the project to the nearest one-tenth (1/10) of a mile;

22 (e) A description of the project and the scope of rehabilitation;

23 (f) The score assigned by the highway district for the project;

24 (g) A narrative description of the reasoning for the numerical score assigned
25 under paragraph (f) of this subsection;

26 (h) Photographs of the project area showing the scope of work, with at least one
27 (1) photograph of every three hundred (300) feet of roadway; and

1 (i) The estimated cost to complete the project.

2 (4) No later than November 1 of each year, the cabinet shall submit to the General
3 Assembly through the Legislative Research Commission a list of all project
4 requests submitted under subsection (1) of this section for the year, containing
5 the same information listed in subsection (3) of this section.

6 (5) The General Assembly shall make the final determination of which projects are
7 to be awarded grants under the LARP.

8 ➔ SECTION 3. A NEW SECTION OF KRS CHAPTER 176 IS CREATED TO
9 READ AS FOLLOWS:

10 (1) To evaluate projects submitted for grants under the LARP, the cabinet shall
11 develop a scoring system for the project which assigns a score using a one (1) to
12 ten (10) scale, with higher numbers assigned to projects exhibiting the greatest
13 need.

14 (2) Each highway district shall use the scoring system developed under this section to
15 evaluate all projects within the highway district, and shall submit a score to the
16 cabinet.

17 (3) The scoring system developed under this section shall include an evaluation of
18 the following factors:

19 (a) Preservation of assets, which shall include an evaluation of the current
20 physical condition of the road, including wear and tear, cracking, missing
21 pavement and potholes, roadway and shoulder degradation, and rutting;

22 (b) Safety;

23 (c) Cost;

24 (d) Traffic volume; and

25 (e) Priority ranking within the highway district.

26 ➔ SECTION 4. A NEW SECTION OF KRS CHAPTER 176 IS CREATED TO
27 READ AS FOLLOWS:

1 (1) The cabinet shall use the county population ranking produced every two (2) years
2 by the Cabinet for Economic Development to determine the amount of local
3 matching funds required for grants awarded from the LARP.

4 (2) The required local match for a project receiving funds from the LARP for
5 projects awarded in the next regular session of the General Assembly shall be as
6 follows:

7 (a) Eligible projects in counties where the county population ranking is equal
8 to or greater than one hundred ninety-three (193) shall provide local
9 matching funds equal to ten percent (10%) of the project cost;

10 (b) Eligible projects in counties where the county population ranking is less
11 than one hundred ninety-three (193) but equal to or greater than one
12 hundred forty-five (145) shall provide local matching funds equal to twelve
13 and one-half percent (12.5%) of the project cost;

14 (c) Eligible projects in counties where the county population ranking is less
15 than one hundred forty-five (145) but equal to or greater than ninety-seven
16 (97) shall provide local matching funds equal to fifteen percent (15%) of the
17 project cost;

18 (d) Eligible projects in counties where the county population ranking is less
19 than ninety-seven (97) but equal to or greater than forty-nine (49) shall
20 provide local matching funds equal to seventeen and one-half percent
21 (17.5%) of the project cost; and

22 (e) Eligible projects in counties where the county population ranking is less
23 than forty-nine (49) shall provide local matching funds equal to twenty
24 percent (20%) of the project cost.

25 (3) A city or county may use funds received under KRS 177.320(2) and 177.365 to
26 provide local matching funds for projects in the LARP.

27 ➔ SECTION 5. A NEW SECTION OF KRS CHAPTER 176 IS CREATED TO

1 READ AS FOLLOWS:

2 (1) The cabinet shall, on a quarterly basis, transmit electronically to the General
3 Assembly through the Legislative Research Commission a report on all activity
4 relating to projects funded through the LARP in a particular year.

5 (2) The data for each project listed in the report required by subsection (1) of this
6 section shall contain all activity on projects funded through the LARP for that
7 year, and shall also include but not be limited to the following:

8 (a) The name of the city or county responsible for maintaining the road or
9 street;

10 (b) A unique project identification number;

11 (c) The route and highway district where the project is located;

12 (d) The length of the project to the nearest one-tenth (1/10) of a mile;

13 (e) A description of the project and the scope of rehabilitation;

14 (f) The original estimated cost to complete the project;

15 (g) The status of funding for the project;

16 (h) If the project has been let, the:

17 1. Name of the contractor;

18 2. Contractor's vendor number in the statewide accounting system;

19 3. Current contract amount; and

20 4. Current amount earned by the contractor; and

21 (i) The:

22 1. Estimated date for completion of the project;

23 2. Current percentage of work completed based upon time;

24 3. Actual contract completion date, if applicable; and

25 4. The final actual cost to complete the project, if applicable.