

AN ACT relating to annexation and declaring an emergency.

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

➔SECTION 1. A NEW SECTION OF KRS CHAPTER 81A IS CREATED TO READ AS FOLLOWS:

(1) When a city annexes or proposes to annex any territory in which no person is residing, any person who pursues litigation against the annexation shall have standing in a court of law to do so if that person:

(a) Owns property within the area that is being annexed or has been annexed by a city; or

(b) Owns property or resides within a county election precinct contained either wholly or partially within the area subject to the annexation.

(2) Any litigation arising from the authority granted by this section shall be subject to the statutory limitations on civil actions contained in KRS Chapter 413.

(3) The authority granted by this section shall be construed to be in addition to any standing to pursue litigation existing in statute, common law, or the Rules of Civil Procedure.

➔Section 2. Whereas Kentucky cities are lawfully empowered to commence annexation actions at any time, and the General Assembly desires to cloak the property owners and citizens of the Commonwealth in the protection of redress in the courts of the Commonwealth at the earliest time possible, an emergency is declared to exist, and this Act takes effect upon its passage and approval by the Governor or upon its otherwise becoming a law.