

281.912 Safety inspection -- Proof -- Safety and out-of-service criteria -- Revocation for fraudulent inspection record.

- (1) As used in this section, "taxicab" means a vehicle operating under:
 - (a) A local taxicab permit issued by a local government in accordance with KRS 281.910;
 - (b) A city taxicab certificate issued by the department under this chapter; or
 - (c) A county taxicab certificate issued by the department under this chapter.
- (2) All taxicabs operating under a permit issued by a local government in accordance with KRS 281.910 or a certificate issued by the department under this chapter shall undergo an annual safety inspection. The inspection shall be performed by an automotive technician who holds a valid automotive service excellence (a.s.e.) certification recognized by the department.
- (3) All taxicab operators shall, when applying for or renewing a taxicab permit or certificate, file proof with the department or local government that each taxicab to be operated under the permit or certificate has successfully passed a safety inspection. The inspection shall be performed by an automotive technician who holds a valid automotive service excellence (a.s.e.) certification recognized by the department.
- (4) A local government with regulatory authority under KRS 281.910 shall enact an ordinance and the department shall promulgate administrative regulations under KRS Chapter 13A to establish safety and out-of-service criteria for a taxicab that it regulates that fails to successfully pass the annual safety inspection required by subsection (2) of this section. The department or local government shall immediately reinstate a taxicab taken out of service under this subsection upon receipt of written proof documenting that the deficiencies causing the taxicab to fail the annual safety inspection have been corrected.
- (5) The department or local government shall have the authority to revoke the taxicab certificate or permit of, and to permanently deny a taxicab certificate or permit to, any person who willfully and intentionally files a fraudulent safety inspection record for any taxicab.

Effective: July 15, 2002

History: Created 2002 Ky. Acts ch. 274, sec. 10, effective July 15, 2002.

Legislative Research Commission Note (7/15/2002). Although 2002 Ky. Acts ch. 274, sec. 10, has a reference to "Section 1 of this Act" (KRS 67A.360) in subsection (1)(a) of this statute, that reference has been codified as KRS 281.910 (which was sec. 9 of ch. 274) because amendments to the introduced version of the bill in the House inadvertently did not make the necessary adjustment to this internal reference. This failure was a manifest typographical or clerical error and has been corrected in codification under KRS 7.136(1)(h).