

### **39B.060 Emergency operations plan.**

- (1) The city or county or city/county emergency operations plan developed pursuant to the provisions of KRS Chapters 39A to 39F shall include adequate provisions or procedures to assess, mitigate, prepare for, respond to, and recover from all disaster or emergency incidents contemplated by KRS 39A.010, 39A.020, or 39A.030 and shall provide for all functions contemplated by these sections.
- (2) The local emergency operations plan shall be submitted by the local director to the county judge/executive, mayor, or chief executive of other local governments immediately following each regular election for these offices, for approval and adoption by the local chief executives through issuance of an executive order pursuant to the provisions of KRS Chapters 39A to 39F.
- (3) In the event of a conflict between a city emergency operations plan and a county emergency operations plan and decisions made thereunder:
  - (a) The decision made pursuant to the county plan shall prevail if the incident, its consequences, or the threat thereof, extend beyond the boundaries of the city;
  - (b) The decision made pursuant to the city plan shall prevail if the incident, its consequences, or the threat of the incident, do not extend beyond the boundaries of the city; and
  - (c) The same precedence shall govern plans of urban-counties and charter counties.

**Effective:** July 15, 1998

**History:** Created 1998 Ky. Acts ch. 226, sec. 34, effective July 15, 1998.