

**ORDINANCE NO. \_\_\_\_\_, SERIES 2018**

**AN ORDINANCE REPEALING PORTIONS OF LOUISVILLE/ JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES CHAPTER 132.03(A)(19) RELATING TO PANHANDLING.**

**SPONSORED BY: COUNCIL MEMBERS HOLLANDER AND ENGEL**

**WHEREAS**, Louisville/Jefferson County Metro Government (“Louisville Metro Government”) last revised the Louisville/Jefferson County Metro Government Code of Ordinances (“LMCO”) § 132.03(A)(19) on August 27, 2012 relating to panhandling, and penalties for the criminal offense of panhandling in Louisville Metro;

**WHEREAS**, Dennis Champion challenged the constitutionality of Lexington-Fayette Urban County Government’s panhandling ordinance on an appeal after being convicted of panhandling in Fayette County District Court;

**WHEREAS**, the Kentucky Supreme Court struck down Lexington-Fayette Urban County Government’s panhandling ordinance as a violation of the First Amendment of the United States Constitution (see attached Kentucky Supreme Court opinion); and

**WHEREAS**, Louisville/Jefferson County Metro Council hereby repeals LMCO § 132.03(A)(19) to comply with the opinion issued by the Kentucky Supreme Court.

**NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:**

**SECTION I:** LMCO § 132.03(A)(19) is hereby repealed.

**SECTION II:** This Ordinance shall take effect upon its passage and approval.

---

H. Stephen Ott  
Metro Council Clerk

---

David James  
President of the Council

---

Greg Fischer  
Mayor

---

Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

BY: \_\_\_\_\_

*O-430-17 Repeal LMCO 132 panhandling sh-sjm 10-9-17.docx*