



Louisville Metro Government

Legislation Details (With Text)

File #:	O-430-17	Version:	1	Name:	
Type:	Ordinance	Status:		Passed	
File created:	11/21/2017	In control:		Public Safety Committee	
On agenda:	2/22/2018	Final action:		2/22/2018	
Title:	AN ORDINANCE REPEALING PORTIONS OF LOUISVILLE/ JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES CHAPTER 132.03(A)(19) RELATING TO PANHANDLING.				
Sponsors:	Robin Engel (R-22), Bill Hollander (D-9)				
Indexes:					
Code sections:					
Attachments:	1. O-430-17 V.1 113017 Repealing Portions Chp 132.03 Panhandling.pdf, 2. O-430-17 V.1 113017 ATTACH Kentucky Superme Court Opinion on Panhandling.pdf, 3. ORD 024 2018.pdf				

Date	Ver.	Action By	Action	Result
2/22/2018	1	Metro Council	passed	Pass
2/14/2018	1	Public Safety Committee	recommended for approval	Pass
1/31/2018	1	Public Safety Committee	held	
12/6/2017	1	Public Safety Committee	held	
11/30/2017	1	Metro Council	assigned	

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SECTION I: LMCO § 132.03(A)(19) is hereby repealed.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.	_____	David
Stephen Ott Metro Council Clerk		James President of the Council	

_____	_____
Greg Fischer Mayor	Approval Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

BY: _____

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