

### **65.2003 Claims disallowed.**

Notwithstanding KRS 65.2001, a local government shall not be liable for injuries or losses resulting from:

- (1) Any claim by an employee of the local government which is covered by the Kentucky workers' compensation law;
- (2) Any claim in connection with the assessment or collection of taxes;
- (3) Any claim arising from the exercise of judicial, quasi-judicial, legislative or quasi-legislative authority or others, exercise of judgment or discretion vested in the local government, which shall include by example, but not be limited to:
  - (a) The adoption or failure to adopt any ordinance, resolution, order, regulation, or rule;
  - (b) The failure to enforce any law;
  - (c) The issuance, denial, suspension, revocation of, or failure or refusal to issue, deny, suspend or revoke any permit, license, certificate, approval, order or similar authorization;
  - (d) The exercise of discretion when in the face of competing demands, the local government determines whether and how to utilize or apply existing resources; or
  - (e) Failure to make an inspection.

Nothing contained in this subsection shall be construed to exempt a local government from liability for negligence arising out of acts or omissions of its employees in carrying out their ministerial duties.

**Effective:** July 15, 1988

**History:** Created 1988 Ky. Acts ch. 224, sec. 18, effective July 15, 1988.