

ORDINANCE NO. 1994(8)

AN ORDINANCE ESTABLISHING MANAGEMENT CONTROL OF THE MADISONVILLE-HOPKINS COUNTY CENTRAL DISPATCH AND THE LINK/NCIC INFORMATION OBTAINED THEREBY, AND AUTHORIZING AN INTERLOCAL AGREEMENT.

WHEREAS, the members of the Hopkins Fiscal Court recognize the importance and enhanced service through the Law Information Network of Kentucky (LINK), the National Crime Information Center (NCIC) and the National Law Enforcement Telecommunications System (NLETS); and

WHEREAS, to avail the Madisonville - Hopkins County Central Dispatch and its associated agencies of the benefits afforded by LINK, NCIC, and NLETS, it is necessary to authorize the Hopkins County Judge/Executive to enter into an Interlocal Agreement for the purpose of establishing management control of the Madisonville - Hopkins County Central Dispatch and thereby information obtained through LINK, NCIC, and NLETS, to the Chief of the Madisonville Police Department.

WHEREAS, it is a requirement of the Kentucky State Police and the Federal Bureau of Investigation that the use of information received from LINK/NCIC telecommunications terminals be restricted to dissemination to law enforcement or criminal justice agencies, the LINK/NCIC terminal equipment must be placed under the management control of a law enforcement or criminal justice agency or a Board whose membership is comprised of a majority of law enforcement or criminal justice members.

Management control is defined as the authority to set and enforce (1) priorities; (2) standards for the selection, supervision and termination of personnel; and (3) policy governing the

operation of computers, circuits and telecommunications terminals used to process, store or transmit criminal history record information. Management control includes, but is not limited to, the supervision of equipment, systems design, programming and operating procedures necessary for the development and implementation of the computerized criminal history. Such management control guarantees the priority service needed by the criminal justice community. A criminal justice agency must have a written agreement with the non-criminal justice agency operating the data center assuring that the criminal justice agency has management control as defined above; and

NOW THEREFORE, BE IT ORDAINED by the Hopkins County Fiscal Court as follows:

1. The Chief of the Madisonville Police Department shall have management control of the Madisonville - Hopkins County Central Dispatch and thereby the information obtained through the Law Information Network of Kentucky (LINK), the National Crime Information Center (NCIC), and the National Law Enforcement Telecommunications System (NLETS).

2. The Hopkins County Judge/Executive is hereby authorized to enter into and execute an Interlocal Agreement which is incorporated by reference herein and made a part hereof as if set forth in full, for the purpose of establishing management control of the Madisonville - Hopkins County Central Dispatch and the information obtained through LINK, NCIC and NLETS.

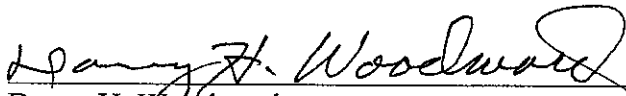
3. The provisions of this Ordinance are severable. If any sentence, clause or section, or the application thereof is for any reason found to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect or repeal any of the remaining provisions, sentences, clauses or sections or parts of this Ordinance.

4. All other ordinances or parts, sections and provisions thereof not in conflict

herewith shall remain in full force and effect.

This Ordinance shall become effective immediately upon passage and publication.

UPON MOTION by Barton, seconded by
Purdy, first reading was held and approved on the 4th
day of August, 1994.



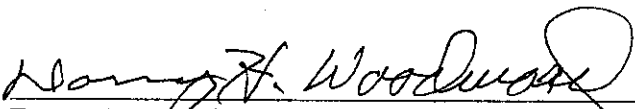
Danny H. Woodward
Hopkins County Judge/Executive

Attest:



Devra S. Heltsley, Clerk

ON MOTION of Barton and seconded by
Welch, second reading held on the 18th day of August, 1994,
and passed on the 18th day of August, 1994.



Danny H. Woodward
Hopkins County Judge/Executive

Attest:



Devra S. Heltsley, Clerk