

1 AN ACT relating to the Prosecutors Advisory Council.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 15.705 is amended to read as follows:

4 (1) For the purpose of administration of the unified prosecutorial system, there is
5 hereby created the Prosecutors Advisory Council, hereafter referred to as the
6 council.

7 (2) The council shall consist of ***thirteen (13)***~~nine (9)~~ members who shall be residents
8 of Kentucky and shall include:

9 ***(a)*** The Attorney General ***or his or her designee;***

10 ***(b)*** ***Five (5)***~~three (3)~~ Commonwealth's attorneys:~~;~~

11 ***1.*** One (1) from ***the First Judicial Circuit to the Nineteenth Judicial***
12 ***Circuit;***~~counties containing a consolidated local government, a city~~
13 ~~with a population of twenty thousand (20,000) or more based on the~~
14 ~~most recent federal decennial census, or an urban county government,]~~

15 ***2.*** One (1) from ***the Twentieth Judicial Circuit to the Thirty-eighth***
16 ***Judicial Circuit;***~~counties containing a city with a population equal to or~~
17 ~~greater than eight thousand (8,000) but less than twenty thousand~~
18 ~~(20,000) based on the most recent federal decennial census, and]~~

19 ***3.*** One (1) from ***the Thirty-ninth Judicial Circuit to the Fifty-seventh***
20 ***Judicial Circuit; and***~~the other counties,]~~

21 ***4.*** ***Two (2) from any judicial circuit who shall serve at large;***

22 Each of whom shall be ***elected by the membership of***~~appointed by the~~
23 ~~Governor from a list of three (3) names for each Commonwealth's attorney~~
24 ~~position submitted by] the Commonwealth's Attorneys Association; and]~~

25 ***(c)*** ***Five (5)***~~three (3)~~ county attorneys:~~;~~

26 ***1.*** One (1) from ***a county with a population equal to or greater than***
27 ***seventy-five thousand (75,000) based on the most recent federal***

1 *decennial census;*~~[counties containing a consolidated local government,~~
 2 ~~a city with a population equal to or greater than twenty thousand~~
 3 ~~(20,000) based on the most recent federal decennial census, or an urban-~~
 4 ~~county government.]~~

5 2. One (1) from *a county with a population equal to or greater than*
 6 *twenty-five thousand (25,000) but less than seventy-five thousand*
 7 *(75,000)*~~[counties containing a city with a population equal to or greater~~
 8 ~~than eight thousand (8,000) but less than twenty thousand (20,000)]~~
 9 based on the most recent federal decennial census;~~[, and]~~

10 3. One (1) from *a county with a population of less than twenty-five*
 11 *thousand (25,000) based on the most recent federal decennial census;*
 12 *and*~~[the other counties,]~~

13 4. *Two (2) from any other county who shall serve at large;*

14 Each of whom shall be *elected by the membership of*~~[appointed by the~~
 15 ~~Governor from a list of three (3) names for each county attorney position~~
 16 ~~submitted by]~~ the County Attorneys Association; and

17 (d) Two (2) nonattorney citizen members:

18 1. *One (1) appointed by the Attorney General from a list of three (3)*
 19 *names submitted by the Commonwealth's Attorneys Association; and*

20 2. *One (1) appointed by the Attorney General from a list of three (3)*
 21 *names submitted by the County Attorneys Association.*

22 The Attorney General shall serve during his *or her* term of office and the other
 23 members shall serve *for a term of two (2) years*~~[at the pleasure of the Governor].~~ *A*
 24 *Commonwealth's attorney or a county attorney shall not serve more than two (2)*
 25 *consecutive terms.*

26 (3) The Attorney General *or his or her designee* shall be the *chair*~~[chairman]~~ of the
 27 council. *Seven (7)*~~[Five (5)]~~ members shall constitute a quorum for the conduct of

1 business. The council shall promulgate annually a schedule of meetings. Special
2 meetings may be called by the **chair**~~[chairman]~~ or **seven (7)**~~[five (5)]~~ members of
3 the council. A minimum of ten (10) days' notice must be given prior to the call of a
4 special meeting. **The**~~[Such a]~~ notice may be waived by a majority of the council.

5 (4) **(a)** The council shall be responsible for, but not limited to:~~[-]~~

6 **1.** The preparation of the budget of the unified prosecutorial system of the
7 Commonwealth of Kentucky;~~[-and]~~

8 **2.** The continuing legal education and program development of the unified
9 prosecutorial system of Kentucky; **and**

10 **3. Proposing and adopting a code of ethics for prosecutors within the**
11 **unified prosecutorial system.**

12 **(b) The council shall provide the proposed budget of the unified prosecutorial**
13 **system of the Commonwealth of Kentucky to the Interim Joint Committee**
14 **on Appropriations and Revenue each biennium.**

15 (5) Each nonattorney citizen member of the council shall receive twenty-five dollars
16 (\$25) per day for attending each meeting. All council members shall be reimbursed
17 for actual expenses incurred in the performance of their duties.

18 ➔Section 2. The newly composed council shall have all members elected or
19 appointed to begin serving on January 1, 2023.