

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-eight***
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 ***elect***~~ed~~ ***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.