

18A.0551 Personnel Board elections -- Procedures -- Administrative regulations.

- (1) (a) Elections to the board shall be scheduled every four (4) years on or before June 15. The Personnel Cabinet shall provide written or electronic notification of the date of the election to all classified employees on or before April 1.
- (b) Upon receipt of the notification provided for by paragraph (a) of this subsection, a classified employee wishing to serve on the board shall notify the board, in writing or electronically, no later than May 15. This notification shall include the candidate's name, address, unique personal identification number, job classification, length of state employment, and name of his or her current employer.
- (2) The cabinet shall determine which employees are eligible to vote in the Personnel Board election as of the last calendar day in April.
- (3) At least ten (10) working days prior to the election provided for in subsection (1) of this section, the cabinet shall notify each classified employee identified in subsection (2) of this section of the upcoming election and include in the notification a ballot and instructions for voting.
- (4) Upon receipt of the ballot, a classified employee wishing to participate in the election provided for in subsection (1) of this section shall:
 - (a) Vote for no more than two (2) candidates on the ballot, following the cabinet's instructions for voting; and
 - (b) Submit the ballot by the means and date specified by the cabinet.
- (5) The cabinet shall:
 - (a) Receive, validate, and tabulate all returned votes; and
 - (b) Transmit the results to the board.
- (6) For at least sixty (60) days after the completion of the tabulation provided for by subsection (5) of this section, the election materials shall be public record and open to inspection. However, any personally identifiable information, including home addresses and unique personal identification numbers of the eligible employees and voters, shall be redacted prior to public inspection or disclosure.
- (7) The two (2) eligible candidates receiving the greatest number of votes shall be declared the successful candidates. In the event of a tie vote, the tie shall be broken by a coin toss in the presence of the candidates receiving the tie vote.
- (8) Successful candidates shall be notified by the board no later than ten (10) working days after the election. Successful candidates shall take office immediately upon notification.
- (9) State employees may use state materials or equipment, except for state-paid first-class postage, to vote in the election of classified employees to the board. Except for voting in accordance with this section, any activity related to the election of a classified employee to the board shall not be conducted during working hours.
- (10) The secretary may promulgate administrative regulations pursuant to KRS Chapter 13A to implement the provisions of this section.

Effective: June 29, 2023

History: Amended 2023 Ky. Acts ch. 35, sec. 4, effective June 29, 2023. -- Amended

2010 Ky. Acts ch. 153, sec. 6, effective April 13, 2010. -- Amended 2002 Ky. Acts ch. 123, sec. 1, effective July 15, 2002. -- Amended 1998 Ky. Acts ch. 154, sec. 18, effective July 15, 1998. -- Amended 1988 Ky. Acts ch. 307, sec. 1, effective July 15, 1988. -- Created 1986 Ky. Acts ch. 494, sec. 12, effective July 15, 1986.