

## CHAPTER 24

## (HB 605)

AN ACT relating to historic properties.

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

➔SECTION 1. A NEW SECTION OF KRS CHAPTER 42 IS CREATED TO READ AS FOLLOWS:

- (1) *The Division of Historic Properties shall establish the Vest Lindsey House as a state meeting house and restrict its use, except as provided in subsection (3) of this section, to small meetings, luncheons, receptions, and other similar functions deemed appropriate by the Historic Properties Advisory Commission.*
- (2) *The use of the Vest Lindsey House as a state meeting house, as provided in subsection (1) of this section, shall be available to state and local government agencies, nonprofit organizations, and private persons and entities, all subject to availability and with the approval of the director of the Division of Historic Properties or his or her designee.*
- (3) *In addition to the use of the Vest Lindsey House as a state meeting house, the Division of Historic Properties shall maintain the Vest Lindsey House as a central visitor information center for the North Frankfort area, and, in consultation with the Kentucky Heritage Council, shall develop and display interpretative materials and other resources regarding the historical and architectural significance of the Vest Lindsey House and other sites in the North Frankfort area.*

➔Section 2. KRS 11.026 is amended to read as follows:

- (1) As used in this section, "state curator" means the director of the Division of Historic Properties within the Department for Facilities and Support Services in the Finance and Administration Cabinet with responsibilities for the preservation, restoration, acquisition, and conservation of all decorations, objects of art, chandeliers, china, silver, statues, paintings, furnishings, accouterments, and other aesthetic materials that have been acquired, donated, loaned, and otherwise obtained by the Commonwealth of Kentucky for the Executive Mansion, the Old Governor's Mansion, *the Vest Lindsey House*, the New State Capitol, and other historic properties under the control of the Finance and Administration Cabinet.
- (2) The Historic Properties Advisory Commission is established to provide continuing attention to the maintenance, furnishings, and repairs of the Executive Mansion, Old Governor's Mansion, *the Vest Lindsey House*, and New State Capitol. The commission shall be attached to the Finance and Administration Cabinet for administrative purposes.
- (3) The commission shall consist of fourteen (14) members, *one (1) of whom shall be the director of the Kentucky Heritage Council*. It is recommended that one (1) shall be the state curator, one (1) shall be the director of the Kentucky Historical Society, one (1) shall be a resident of Franklin County with experience in restoration, one (1) shall be the director of the Executive Mansion, one (1) shall be the director of the Old Governor's Mansion, and the remainder of the membership shall be selected from the state-at-large from persons with experience in historical restoration.
- (4) The officers of the commission shall consist of a chairman, who shall be appointed by the Governor, and a secretary, who shall be responsible for the keeping of the records and administering the directions of the commission. The state curator of the Commonwealth of Kentucky shall serve as the secretary of the commission. A member of the Governor's family may serve as an honorary, *nonvoting* member of the commission. A simple majority of the membership shall constitute a quorum for the transaction of business by the commission.
- (5) The public members of the commission shall be appointed by the Governor and shall serve terms of four (4) years except that of the members initially appointed, two (2) members shall serve terms of one (1) year; two (2) members shall serve terms of two (2) years; one (1) member shall serve a term of three (3) years; and one (1) member shall serve a term of four (4) years. The director of the Historical Society and director of the Executive Mansion shall serve on the commission in an ex officio capacity. The persons holding the offices of director of the Historical Society, director of the Executive Mansion, *director of the Kentucky Heritage Council*, and state curator shall serve terms concurrent with holding their respective offices.
- (6) Each commission member shall be reimbursed for his necessary travel and other expenses actually incurred in the discharge of his duties on the commission.

- (7) There is established in the State Treasury a historic properties endowment trust fund which shall be administered by the director of the Division of Historic Properties under the supervision of the Commissioner of the Department for Facilities and Support Services. The fund may receive state appropriations, gifts, grants, and federal funds and shall be disbursed by the State Treasurer upon warrant of the secretary of finance and administration. The fund shall be used for carrying out the functions of the Division of Historic Properties. The Division of Historic Properties may publish written material pertaining to historic properties of the state and charge and collect a reasonable fee for any such publications. The proceeds shall be deposited to the credit of the fund and after paying the costs of publication, the balance of the proceeds shall be used for purposes specified in KRS 11.027.
- (8) ***In addition to the historic properties endowment trust fund, there shall be established in the State Treasury a separate and distinct endowment trust fund known as the Ida Lee Willis-Vest Lindsey House endowment trust fund, which shall be jointly administered by the director of the Kentucky Heritage Council and the director of the Division of Historic Properties under the supervision of the Commissioner of the Department for Facilities and Support Services. The fund may receive state appropriations, gifts, grants, and federal funds and shall be disbursed by the State Treasurer upon warrant of the secretary of finance and administration. The fund shall be used solely for the benefit of, or related to, the Vest Lindsey House, including, but not limited to, building maintenance and repairs, structural restoration or renovation, acquisition and maintenance of furnishings or decorations, and the development of interpretative materials regarding the historical and architectural significance of the Vest Lindsey House and its relation to other sites in the North Frankfort area. The creation of the Ida Lee Willis-Vest Lindsey House endowment trust fund is intended to be a supplemental source of funds and in no way restricts the expenditure of funds from the historic properties endowment trust fund or any state fund for the benefit of the Vest Lindsey House.***

➔Section 3. KRS 11.027 is amended to read as follows:

- (1) The commission shall meet at least every six (6) months and when called into session by the chairman at the request of the Governor, of any two (2) or more members of the commission, or on his own motion.
- (2) The commission shall examine the Executive Mansion, the Old Governor's Mansion, ***the Vest Lindsey House***, and the New State Capitol at least once each year, and the commission shall have authority over any construction, repairs, structural restoration, or renovation of these properties. The commission shall supervise the maintenance of a current inventory of all furnishings in the properties and the inventory shall be maintained by the Division of Historic Properties in the Department for Facilities and Support Services in the Finance and Administration Cabinet. The Division of Historic Properties shall maintain inventory records relating to all such property of the state and no such property shall be disposed of except upon recommendation of the director of the Division of Historic Properties with advice of the Historic Properties Advisory Commission. The proceeds realized from the sale of any items shall be deposited in the historic properties endowment fund, established by KRS 11.026, ***except that the proceeds realized from the sale of any items derived from, or related to, the Vest Lindsey House shall be deposited in the separate and distinct Ida Lee Willis-Vest Lindsey House endowment trust fund, established by subsection (8) of Section 2 of this Act.***
- (3) The commission shall recommend, from time to time, on the needs for furnishings, maintenance, repair, or renovation of the Executive Mansion, the Old Governor's Mansion, ***the Vest Lindsey House***, and the New State Capitol; and the Department for Facilities and Support Services in the Finance and Administration Cabinet shall, from funds available, take the action recommended. The commission shall have final authority over articles placed in the properties and moneys spent on these buildings, ***except that the Kentucky Heritage Council shall have final authority over any moneys spent from the Ida Lee Willis-Vest Lindsey House endowment trust fund.*** The commission shall develop criteria for this display of objects on and for the use of the public areas of the basement and first and second floors of the New State Capitol and shall be consulted by the director of the Division of Historic Properties before objects are accepted for or removed from permanent display in the Capitol.
- (4) The commission shall provide coordination and make arrangements for an orderly transition between outgoing and incoming chief executives.

➔Section 4. The change in the membership of the Historic Properties Advisory Commission, as established in subsection (3) of Section 2 of this bill, shall be accomplished by replacing one public member of the commission with the director of the Kentucky Heritage Council at the earlier of the first vacancy, or the first expiring term, of any public member following passage of this bill.

➔Section 5. Upon passage of this bill, the Director of the Division of Historic Properties and the Commissioner of the Department for Facilities and Support Services shall document and account for all furnishings, artwork, decorations, and any other items of significance that were contained in the Vest Lindsey House prior to its conversion to state offices in or about 2004, and shall endeavor to recover and return all of those items to the Vest Lindsey House for permanent display.

**Signed by Governor April 9, 2008.**