

## CHAPTER 69

( HB 147 )

AN ACT relating to the Kentucky Historical Society.

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

➔Section 1. KRS 171.311 is amended to read as follows:

The Kentucky Historical Society created by Acts 1880, ch. 244, shall have all the powers and liabilities of a corporation and there is hereby granted to the society the following charter:

## I

The Kentucky Historical Society shall ***educate and engage the public through Kentucky history in order to confront the issues of the future. To that end, the society shall*** collect, maintain, and preserve authentic records, information, ***and artifacts***~~[facts, and relies]~~ connected with the history of the Commonwealth and the genealogy of her peoples; and promote a wider appreciation of the American heritage, with particular emphasis on the advancement and dissemination of knowledge of the history of Kentucky. The society may receive and hold by donation or devise, real or personal property to any extent and may, by gift, loan, purchase, or otherwise hold books, papers, documents, historical memorials, and any other articles suited to promote the objects of the society in the ***Thomas D. Clark Center for Kentucky History, the Old State Capitol Building, or the Kentucky Military History Museum,*** but all such property shall be held in trust for the Commonwealth of Kentucky according to the terms of acceptance.

## II

All ~~persons~~~~[American citizens]~~, partnerships, corporations, or associations who shall evidence their dedication to the promotion of the objects and purposes of the society may become active members thereof upon their approval under regulations prescribed by the ***governing board***~~[executive committee]~~, and the payment of annual dues in a sum determined by the ***governing board***~~[executive committee]~~. ~~Any person possessing the qualifications for membership may become a life member on the payment of a sum determined by the executive committee.~~ The ***governing board***~~[executive committee]~~ may determine classes of memberships and establish respective rates of dues. Every member in good standing, including the authorized representative of an institutional member, shall have the right to vote in person or by proxy, hold office, and otherwise take part in the proceedings of the society. Membership may be terminated by resignation or nonpayment of dues.

## III

The officers of the society shall be a chancellor, who shall be the Governor of the Commonwealth of Kentucky, a president, first, second, and third vice presidents, who shall be ex officio members of the ***governing board***~~[executive committee]~~. All officers, except the chancellor, shall be elected for a term of one (1) year at the annual meeting of the society in a manner provided by law, and the president shall be ineligible to succeed himself if he has been elected for two (2) successive terms.

## IV

There is hereby created ***a governing board***~~[an executive committee]~~ which shall consist of sixteen (16) members, the officers of the society, and one (1) person designated annually by the State Archives and Records Commission. The sixteen (16) members of the ***governing board***~~[executive committee]~~ shall be divided into four (4) equal classes, so arranged that the terms of one (1) class shall expire at each annual meeting of the society. The class whose term expires shall be ineligible to succeed itself.

## V

The ***governing board***~~[executive committee]~~ shall execute all the powers and duties conferred on the society, except those expressly delegated to the officers. It shall adopt bylaws at any regular or special meeting. It shall supervise and direct the financial concerns of the society, approve an annual budget and provide for and fix the salaries of employees, subject to the approval of the Personnel Cabinet. It shall provide for reimbursement of travel expenses of employees and may provide for reimbursement of expenses of officers and members of the ***governing board***~~[executive committee]~~ incurred in performing specific duties assigned to them. It shall appoint ~~an~~~~[a]~~ ***executive*** director, who shall be the ***operating*** management officer of the society under the direction of the president and policies established by the ***governing board***~~[executive committee]~~, and ~~a~~~~[an]~~ ***deputy***~~[assistant]~~ director, who shall assume the duties of the ***executive*** director in his absence and perform such other duties as may be assigned to him by

the *executive* director. It shall establish and prescribe the duties of such other positions as are necessary to operate the society, and all persons engaged to fill such positions shall be employed by the *executive* director, subject to the approval of the *governing board*~~[executive committee]~~, which approval shall constitute exemption from KRS 18A.005 to 18A.200, and their work shall be under the *executive* director's supervision.

The *governing board*~~[committee]~~ shall provide for the publication or preservation of historical documents and manuscripts; publish, *including by electronic means*, an edition to be known as the "Register"; provide by contract, subject to the approval of the Finance and Administration Cabinet, for all the printing, publication, and distribution of, *including by electronic means*, reports, books, and other publications calculated to promote and advance the historical interest of Kentucky and augment the society's various collections at all times. It shall supervise and direct the ordinary affairs of the society; appoint a nominating committee; and determine other necessary committees of which the president and the *executive* director of the society shall be ex officio members. The *governing board*~~[committee]~~ shall cooperate with, provide assistance to, and coordinate its functions with those of the state Archives and Records Commission. It may designate honorary members of the society and it shall have the power to fill any vacancies until the next annual meeting, including those occurring within its own membership.

## VI

The *governing board*~~[executive committee]~~ shall hold regular meetings in January, April, July, and October. Matters to be determined and discussed at ~~such~~ meetings shall be furnished to the *executive* director at least ten (10) days prior to ~~such~~ meetings in order that he may prepare and distribute an agenda to each member of the *governing board*~~[committee]~~ at least three (3) days before the meeting. Special meetings shall be held at the request of the president or any three (3) members of the *governing board*~~[committee]~~, in which case the *executive* director shall give written notice together with the agenda of ~~the~~~~such~~ meeting at least ten (10) days in advance. In an emergency, nine (9) members of the committee may waive the provision of notice.

## VII

The regular annual meeting of the society shall be held~~[in the Old State Capitol Building]~~ on the first Friday after the first Monday in November. The meeting shall be open to all members. Special meetings may be called in Frankfort or elsewhere by the president or a majority of the *governing board*~~[executive committee]~~ or by the *executive* director upon the written request of twenty (20) members of the society. Members shall have fifteen (15) days written notice of the time, place, and ~~subject~~~~object~~ of the meeting.

## VIII

Twenty-five (25) members shall constitute a quorum for the transaction of all business at any meeting of the society, and one-third (1/3) of the membership of the *governing board*~~[executive committee]~~ shall constitute a quorum at their respective meetings.

## IX

The Chancellor of the Society, at his discretion, may preside at any meeting of the society or the *governing board*~~[executive committee]~~, or he may participate otherwise in any meetings.

## X

The president of the society shall be the chief executive officer of the society and shall preside over meetings of the society or the *governing board*~~[executive committee]~~ in the absence of the chancellor or at his request. He shall recommend the appointment of all necessary or desirable committees and he shall name persons to comprise~~such~~ committees, except the nominating committee.

## XI

The vice presidents of the society shall preside in the absence of their successive superiors in office at all meetings of the society and the *governing board*~~[executive committee]~~. They shall attend all regular and special meetings of the society and the *governing board*~~[executive committee]~~ and endeavor to familiarize themselves with the conduct and operations of the affairs of the society. They shall aid and assist the president in the performance of his duties, counsel and advise the *governing board*~~[executive committee]~~, and endeavor at all times to advance and promote the public interest in the history of Kentucky and ~~its~~~~her~~ people.

## XII

Nominations to membership on the *governing board*~~[executive committee]~~ and to the offices of president, first vice president, second vice president, and third vice president shall be made by a nominating committee or by any member present at the regular annual meeting. The nominating committee shall consist of five (5) members, shall be

appointed at the first regular meeting of the ***governing board***~~[executive committee]~~ after the annual meeting of the society and shall consider candidates to fill vacancies in the ***governing board***~~[executive committee]~~ and offices which will occur at the subsequent annual meeting. The nominating committee shall meet~~[in the office of the society]~~ forty-five (45) days prior to the annual meeting and nominate candidates to fill vacancies on the ***governing board***~~[executive committee]~~ and at least one (1) candidate for the office of president, first vice president, second vice president, and third vice president, and file same with the president. Upon the call for the election of officers, the president shall promptly report the nomination by the nominating committee together with all other nominations. When more than the required number of candidates have been nominated for membership on the ***governing board***~~[executive committee]~~ or more than one (1) candidate for the offices to be filled, the president shall call for an election by the vote of those present, together with the number of votes cast by proxy, and a plurality of all votes cast shall be sufficient to elect. Where no vote count is required, the president shall cast one (1) vote for each candidate and he or she shall be declared elected.

### XIII

This charter may be amended by a two-thirds (2/3) vote of the members present and voting at any regular meeting or at any special meeting of the society called for the purpose, provided that written notice containing the substance of the proposed amendments shall have been ***distributed by mail or electronically***~~[mailed]~~ to members not less than thirty (30) days in advance of such meeting and the same approved as an amendment by the first General Assembly, meeting after the action of the society.

➔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 ***executive*** 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 ***executive*** 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 ***executive*** 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 146.652 is amended to read as follows:

- (1) To achieve the purposes of KRS 146.650 to 146.666, the Kentucky Natural History Museum is created. The museum shall serve Kentuckians as a focal point of educational resources to:
- (a) Support teaching the natural sciences and anthropology in Kentucky and to educate the public about the unique and diverse natural history of the Commonwealth;
  - (b) Encourage the conservation of the state's natural resources;
  - (c) Create a stable repository for scientifically valuable and irreplaceable biological, geological, and archeological specimens; and
  - (d) Encourage the repatriation and preservation of Kentucky specimens that have been or may be sent outside the state because those specimens cannot be financially supported by their owners.
- (2) The museum shall be developed and administered by a board of directors comprised of the following:
- (a) The director of the Kentucky Geological Survey;
  - (b) The director of the Kentucky State Nature Preserves Commission;
  - (c) The executive director of the Kentucky Heritage Council;
  - (d) The *executive* director of the Kentucky Historical Society;
  - (e) The commissioner of the Kentucky Department of Fish and Wildlife Resources; and
  - (f) Two (2) members representing the Kentucky Academy of Science, one (1) each from the disciplines of biology and anthropology, who shall be appointed by the Governor from a list of four (4) nominees, two (2) from each discipline, submitted by the Kentucky Academy of Science.
- (3) The director of the Kentucky Natural History Museum shall serve as an ex officio member of the board of directors, be counted for purposes of establishing a quorum for conducting business, and be entitled to participate in deliberations of the board, but shall not be entitled to vote when official actions are taken by the board.
- (4) The first chair of the Kentucky Natural History Museum Board of Directors shall be the *executive* director of the Kentucky Historical Society, who shall call the first meeting of the board. At the first meeting, the board shall elect a chair. Each chair elected by the board shall serve a single term of three (3) years.
- (5) The Kentucky Academy of Science's appointees shall serve three (3) year terms, and they may be reappointed for a second term.
- (6) Nominees for appointment to the board shall have resided in Kentucky for at least one (1) year immediately prior to their consideration for appointment.

- (7) The board may request the Governor to replace an appointed member who fails to attend three (3) consecutive board meetings.
- (8) The appointed members of the board shall serve without pay but shall be paid for expenses directly related to attending board meetings and to performing board authorized activities.
- (9) The board shall meet at least four (4) times a year.

➔Section 4. KRS 153.380 is amended to read as follows:

- (1) There is established the Kentucky Oral History Commission, hereinafter referred to as "the commission," which shall be attached to the Kentucky Historical Society as a branch of the Oral History and Educational Outreach Division.
- (2) The commission, through funds made available from the State Treasury and from public or private foundations or other sources, shall coordinate, promote, and assist in the development of oral history programs across the state and shall otherwise implement programs which result in the accumulation of taped interviews and other supporting data which preserve the multifaceted history of the Commonwealth.
- (3) The commission shall consist of twelve (12) voting members, ten (10) appointed by the Governor. The commissioner of the Department for Libraries and Archives and the *executive* director of the Kentucky Historical Society shall serve as ex officio members. Commission members shall serve without compensation but shall be reimbursed for actual and necessary expenses incurred in the performance of their duties.
- (4) After initial appointments, commission members shall be appointed for a four (4) year term, except that of the members appointed after July 15, 1998, three (3) members appointed to fill the terms expiring July 15, 1999, shall serve until February 15, 2000; two (2) members appointed to fill the terms expiring July 15, 2000, shall serve until February 15, 2001; three (3) members appointed to fill the terms expiring July 15, 2001, shall serve until February 15, 2002; and two (2) members appointed to fill the terms expiring July 2, 2002, and July 15, 2002, shall serve until February 15, 2003; and subsequent appointments shall be for four (4) year staggered terms ending on February 15. Upon the expiration of terms or in case of vacancies, terms shall be filled by the Governor.
- (5) The commission shall, upon the appointment of its members, organize and elect officers from its membership. The commission shall choose, by a majority vote, a chairperson and a vice chairperson annually. The commission shall meet upon call of the chairman or by a majority of the members of the commission, but no less than twice each year. A majority of the voting members of the commission shall constitute a quorum for the purpose of conducting the business of the commission.
- (6) The commission shall serve in an advisory capacity to oral history activities at the Kentucky Historical Society and shall be the final grant approval authority for all funds collected by or appropriated to the commission.
- (7) The Kentucky Historical Society shall hire staff, expend funds, and operate the normal business activities required by the commission, which shall include the duty to provide:
  - (a) Office space;
  - (b) Administrative support;
  - (c) Telephone and other utilities;
  - (d) Storage or processing of oral history tapes; and
  - (e) Other activities of a support nature.

➔Section 5. KRS 171.312 is amended to read as follows:

In order to better facilitate the operation and management, the Kentucky Historical Society shall be organized into four (4) separate divisions. These divisions shall include: Research and Publications; Oral History and Educational Outreach; Administration; and Museums. The divisions shall be headed by a director appointed by the *governing board*~~[Executive Committee]~~ of the Kentucky Historical Society of the Tourism, Arts and Heritage Cabinet pursuant to KRS 171.311.

➔Section 6. KRS 171.315 is amended to read as follows:

- (1) The headquarters of the Kentucky Historical Society shall be located in the *Thomas D. Clark Center for Kentucky History*~~[Old State Capitol Building]~~, and the~~[said]~~ society shall control in all respects the manner in which the~~[said capitol]~~ *grounds surrounding the center, the* building, and the space therein, shall be used.

The ~~the said~~ society shall exercise the same control over the Old State Capitol Building ~~[Annex]~~, and the society shall use the ***Old State Capitol Building*** ~~[said annex]~~ for ~~[such]~~ purposes of the society as it shall deem necessary and proper. The grounds around the Old State Capitol Building and its annex, ~~the [such]~~ grounds being now bounded by Broadway, Clinton, and Lewis Streets, and adjoining the federal property occupied by the John C. Watts Building, shall be subject to the control of the ~~the said~~ society and be used by the society, for ~~such~~ purposes of the society as it shall deem necessary and proper. Major alterations or other changes concerning the ~~the said~~ building, annex, or grounds shall be made under the authority of the ***governing board*** ~~[executive committee]~~ of the Kentucky Historical Society and under the general supervision of the ***executive*** director who shall determine the nature and extent of any work to be done so as to protect the architectural integrity of the original structures. The maintenance and security of the ~~the said~~ building, annex, and grounds shall be the responsibility of the Finance and Administration Cabinet and shall be of highest priority among the other responsibilities of the state for capital construction, maintenance, or security. At the direction of the ***governing board*** ~~[executive committee]~~, the ***executive*** director of the society may request the Finance and Administration Cabinet to perform, or cause to be performed, any work he deems necessary for the proper preservation and protection of the properties. ~~The [Such]~~ work ~~shall will~~ either be undertaken within no less than sixty (60) days from the date of notification to the Finance and Administration Cabinet, or the secretary of ~~the said~~ cabinet shall show cause, in writing, to the ***governing board*** ~~[executive committee]~~ and the ***executive*** director why such work was not undertaken.

- (2) No part of, or interest in, the real property hereinabove specified shall be leased, sold, or otherwise disposed of under any circumstances. ~~The [Said]~~ real property, including the building interiors, shall be maintained and preserved in a manner consistent with the best interests of the Commonwealth.

➔Section 7. KRS 171.321 is amended to read as follows:

- (1) Receipts by the Kentucky Historical Society of gifts, bequests, and devises from private persons, corporations, and other nongovernmental entities shall be held, deposited, invested, and used by the Kentucky Historical Society under the direction of its ***governing board*** ~~[executive committee]~~ and shall be exempt from the requirements of KRS 41.070. Such receipts shall be deemed to include gifts, bequests, and devises heretofore made to the society and separately accounted for by the society under the names of donors as well as gifts, bequests, and devises received after July 13, 1984, and shall also include payments to the Boone day fund and to the Kentucky junior historical society fund, neither of which shall accept any governmental appropriations or grants.
- (2) Funds held by the Kentucky Historical Society as provided in this section shall be audited by an independent certified public accounting firm, at least once each fiscal year, at the expense of the society, which shall be paid for from the fund being audited unless otherwise provided for. A copy of the audit shall be forwarded promptly to the Governor as chancellor of the society, who shall file it with the Secretary of State.
- (3) This section shall not exclude the society from the requirements of KRS 41.070 with respect to any funds received by it which are appropriated from the State Treasury, or received by the society other than as a gift, bequest, devise, or contribution enumerated in subsection (1) of this section or derogate from the status of the society as an independent agency of the Commonwealth otherwise subject to all requirements of state law applicable to such agencies.

➔Section 8. KRS 171.345 is amended to read as follows:

- (1) There is established the Kentucky Military History Museum which shall be housed in the State Arsenal, and shall serve as repository of objects relating to the Commonwealth's military history.
- (2) The Kentucky Historical Society and its staff shall maintain the museum, receive, store and catalogue all military historical items, and exercise fiduciary responsibility in the preservation and maintenance of the State Arsenal and all objects placed or loaned for display therein.
- (3) The Department for Military Affairs and the adjutant general shall provide the State Arsenal as the museum facility, shall maintain and operate the building and grounds, and shall cooperate in contributing items of military history for display within the museum.
- (4) There is hereby created the Kentucky Military History Museum Committee which shall establish policies and procedures for operation of the Military History Museum.
- (5) (a) The committee shall be composed of the following:
  1. The adjutant general, as an ex officio voting member;

2. The commissioner of the Department of Veterans' Affairs, as an ex officio voting member;
  3. The executive director of the Commission on Military Affairs, as an ex officio voting member;
  4. The *executive* director of the Historical Society, as an ex officio voting member; and
  5. Twelve (12) members appointed by the Governor under paragraph (b) of this subsection.
- (b)
1. Members of the Kentucky Military History Museum Committee shall be appointed under this paragraph. By December 15, 2005, the adjutant general and the *executive* director of the Historical Society shall each submit six (6) lists of three (3) nominees each. By December 31, 2005, the Governor shall appoint the twelve (12) new members by selecting one (1) member from each list as provided for in subparagraph 2. of this paragraph. Every list shall include at least one (1) nominee with military service, and the ex officio members and the Governor shall give due consideration to fair representation on the committee from all branches of the military.
  2. The Governor shall appoint the first member from a list submitted by the adjutant general, the second from a list submitted by the *executive* director of the Historical Society, and the third from a list submitted by the adjutant general. In this manner, the Governor shall alternate until the twelve (12) new members are appointed. The terms of the twelve (12) new members shall begin January 1, 2006.
  3. The terms of the twelve (12) new members shall be staggered by one (1) year upon each successive appointment, the first member appointed to serve a term of one (1) year with each successive member to serve one (1) more year than the prior appointed member's term. This cycle shall begin again for every fifth member appointed to a vacancy so that no member shall be appointed to a term that exceeds four (4) years in length.
  4.
    - a. Except as provided in subdivision b. of this subparagraph, after the initial round of twelve (12) appointments, the terms for all members shall be four (4) years, and the method of appointment shall continue the practice of the Governor alternating between lists of three (3) nominees submitted by the adjutant general and the *executive* director of the Historical Society. A list of nominees shall be submitted by December 15, and the Governor shall make the appointment by December 31. The member's term shall begin January 1.
    - b. If any person fails to complete his or her term, whether an initial term beginning January 1, 2006, or later, his or her successor shall be appointed to complete the unexpired term. The Governor shall appoint the successor from a list of three (3) nominees submitted by the same official, the adjutant general or the *executive* director of the Historical Society, who submitted the list of three (3) nominees from which the predecessor was appointed. The list shall be submitted to the Governor within fifteen (15) days after the vacancy occurs, and the Governor shall make his or her appointment from the list within fifteen (15) days after the submission.
  5. No committee member shall serve more than two (2) consecutive terms. A person appointed to finish an unexpired term exceeding two (2) years shall be deemed to have served a full term. A former member may be reappointed following an absence of one (1) term.
- (c) A committee member shall be removed for cause only when nine (9) members of the committee vote for removal. Failure to attend at least half of the committee meetings in a calendar year shall be sufficient cause.
- (d)
1. In February of every even-numbered year, the committee shall elect a chair, vice chair, and secretary, each to serve two (2) year terms. In the absence of the chair or in the event of a vacancy in that position, the vice chair shall serve as chair.
  2. If a chair, vice chair, or secretary fails to complete his or her two (2) year term, the committee, within thirty (30) days of the vacancy, shall appoint a successor to complete the term.
  3. A quorum shall consist of eight (8) or more of the fourteen (14) members. Except as provided in paragraph (c) of this subsection, an affirmative vote of a majority of a quorum shall be necessary for committee action.
- (6) The Military History Museum and committee shall be attached to the Kentucky Historical Society for administrative and other purposes.

➔Section 9. KRS 171.347 is amended to read as follows:

There is created the Commonwealth of Kentucky Abraham Lincoln Bicentennial Commission, which shall be attached to the Kentucky Historical Society for administrative purposes. The commission shall be composed of twenty (20) members, as follows:

- (1) Two (2) members of the House of Representatives, appointed by the Speaker of the House;
- (2) Two (2) members of the Senate, appointed by the President of the Senate;
- (3) The secretary of the Education and Workforce Development Cabinet, or his or her designee;
- (4) One (1) member from the Tourism, Arts and Heritage Cabinet, appointed by the secretary of that cabinet;
- (5) One (1) member from the Kentucky Historical Society, appointed by the *executive* director of that agency;
- (6) One (1) member from the Kentucky Heritage Council, appointed by the executive director of that agency;
- (7) One (1) member from the Kentucky African-American Heritage Commission, appointed by the head of that agency;
- (8) One (1) member from the Kentucky Humanities Council, appointed by the executive director of that agency;
- (9) One (1) member from the Abraham Lincoln Bicentennial Commission established by the United States Congress, appointed by the concurrence of the chairs of that agency;
- (10) The Larue County judge/executive, or his or her designee;
- (11) One (1) member from the Abraham Lincoln Birthplace, appointed by the superintendent of that national historic site;
- (12) One (1) member from the Lincoln Museum in Hodgenville, appointed by the president of that agency;
- (13) One (1) member from the Mary Todd Lincoln House in Lexington, appointed by the head of that agency;
- (14) One (1) member from the Farmington Historic Home museum in Louisville, appointed by the head of that agency; and
- (15) Four (4) citizen members from the state at large with a demonstrated interest in history and substantial knowledge and appreciation of Abraham Lincoln, appointed by the Governor.

The chair of the commission shall be elected from among the membership by the commission members.

➔Section 10. KRS 171.755 is amended to read as follows:

- (1) There is created the Commonwealth of Kentucky War of 1812 Bicentennial Commission, which shall be attached to the Kentucky Historical Society for administrative purposes.
- (2) The Commonwealth of Kentucky War of 1812 Bicentennial Commission shall be composed of eighteen (18) members, as follows:
  - (a) Two (2) members of the Kentucky House of Representatives, appointed by the Speaker of the House of Representatives;
  - (b) Two (2) members of the Kentucky Senate, appointed by the President of the Kentucky Senate;
  - (c) The adjutant general or the adjutant general's designee;
  - (d) The secretary of the Education and Workforce Development Cabinet or the secretary's designee;
  - (e) The secretary of the Tourism, Arts and Heritage Cabinet or the secretary's designee;
  - (f) Two (2) members from the Kentucky Historical Society, appointed by the *executive* director of that agency;
  - (g) Three (3) members from the Kentucky Heritage Council, appointed by the executive director of that agency, including at least one (1) member each from the Kentucky African-American Heritage Commission and the Kentucky Native American Heritage Commission;
  - (h) One (1) member from the Kentucky Humanities Council, appointed by the executive director of that agency; and
  - (i) Five (5) citizen members from the state at large with a demonstrated interest in history and substantial



knowledge and appreciation of the War of 1812, appointed by the Governor.

- (3) The chair of the commission shall be elected by the members of the commission.
- (4) The first meeting of the commission shall be held no later than July 31, 2010.
- (5) The commission may create an advisory board of persons with a demonstrated interest in various aspects of the War of 1812.
- (6) Members of the commission shall serve without compensation.
- (7) The Commonwealth of Kentucky War of 1812 Bicentennial Commission shall expire on January 31, 2015.

➔Section 11. KRS 171.782 is amended to read as follows:

- (1) The Kentucky Military Heritage Commission is hereby established as an independent agency of the Commonwealth of Kentucky which is attached to the Kentucky Heritage Council for administrative and support purposes. The Heritage Council may request and receive additional administrative aid and support from the Kentucky Historical Society, the Department of Military Affairs, the Commission on Military Affairs, and the Department of Veterans' Affairs.
- (2) The Kentucky Military Heritage Commission shall consist of the adjutant general, the *executive* director of the Kentucky Historical Society, the state historic preservation officer, the executive director of the commission on Military Affairs, and the commissioner of the Department of Veterans' Affairs or their designees, whose names shall be provided in writing.
- (3) The commission shall receive requests for designation of a geographic site as a military heritage site and for designation of an object as a military heritage object in accordance with KRS 171.780 to 171.788 and the administrative regulations promulgated thereunder.
- (4) The commission shall promulgate administrative regulations necessary to carry out KRS 171.780 to 171.788 and to protect military heritage sites and military heritage objects.
- (5) The commission may seek funding from any source, public or private, and may expend funds for the operation of the commission and for the protection of military heritage sites and military heritage objects.
- (6) The commission may employ such persons as it deems necessary, consistent with available funding, to carry out the duties of the commission.

➔Section 12. KRS 171.814 is amended to read as follows:

An Underground Railroad Advisory Council shall be established within the commission.

- (1) The council shall consist of thirteen (13) members, as follows:
  - (a) Secretary of the Education and Workforce Development Cabinet, or designee;
  - (b) Secretary of the Tourism, Arts and Heritage Cabinet, or designee;
  - (c) Secretary of the Transportation Cabinet, or designee;
  - (d) *Executive* Director of the Kentucky Historical Society, or designee;
  - (e) State historic preservation officer of the Kentucky Heritage Council, or designee;
  - (f) Chair of the commission or designee;
  - (g) Director of the Underground Railroad Institute at Georgetown College, or designee;
  - (h) Two (2) members of the General Assembly who hold an interest in the Underground Railroad, one (1) appointed by the President of the Senate and one (1) appointed by the Speaker of the House of Representatives;
  - (i) Two (2) at-large representatives who hold an interest in the protection, preservation, and promotion of the history of the Underground Railroad in Kentucky, appointed by the Governor;
  - (j) One (1) member of the board or staff of the National Underground Railroad Freedom Center who resides within a county of the Northern Kentucky Area Development District; and
  - (k) One (1) member of the board or staff of the National Underground Railroad Museum who resides within a county of the Buffalo Trace Area Development District.

- (2) The duties of the council shall be to:
  - (a) Advise and assist the commission with respect to issues and opportunities related to the Underground Railroad; and
  - (b) Annually review and make recommendations to the commission on the annual report and plan for future action.
- (3) Members of the council shall be appointed for four (4) year terms, except that initial appointments for the two (2) at-large members shall be made so that one (1) member is appointed for two (2) years, and one (1) member is appointed for three (3) years. Sitting members shall be eligible for reappointment.
- (4) The chair of the commission shall serve as chair of the council.
- (5) The council shall meet annually or more frequently at the request of the chair.
- (6) Six (6) members shall constitute a quorum for conducting business.
- (7) In the event of a vacancy, the appropriate appointing entity shall appoint a replacement member who shall hold office during the remainder of the term so vacated.
- (8) Members of the council shall serve without compensation.

**Signed by Governor March 30, 2015.**