

**CHAPTER 18****( HB 26 )**

AN ACT relating to inspections by sheriffs.

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

➔Section 1. KRS 70.170 is amended to read as follows:

- (1) Each sheriff performing the duties required under the provisions of KRS 70.150 ~~and 70.160~~ shall be allowed the amount of thirty-six hundred dollars (\$3,600) annually payable out of the State Treasury at the rate of three hundred dollars (\$300) per month for such services. The first such monthly payment shall be for the month of July, 1966, and the check therefor shall be forwarded to the sheriff concerned on or about the last working day of that month and each month thereafter.
- (2) The allowance authorized in subsection (1) of this section shall be considered as operating expenses of the sheriff's office and shall not be considered as part of his compensation. Sheriffs shall not be required to keep records verifying the expenditures from the allowance provided by the state.

➔Section 2. KRS 241.140 is amended to read as follows:

The functions of each county administrator shall be the same, with respect to local licenses and regulations, as the functions of the board with respect to state licenses and regulations, except that no regulation adopted by a county administrator may be less stringent than statutes relative to alcoholic beverage control or than the regulations of the board. If any city appoints its own administrator under KRS 241.170, the county administrator in that county shall have jurisdiction over only that portion of the county which lies outside the corporate limits of that city, unless the department determines that the city does not have an adequate police force of its own or under KRS 70.540, 70.150, ~~70.160,~~ and 70.170.

➔Section 3. KRS 241.170 is amended to read as follows:

- (1) (a) The city administrator in each city of the first class or the administrator in a consolidated local government, and such investigators and clerks as are deemed necessary for the proper conduct of his office, shall be appointed by the mayor. The city administrator in each city of the first class or the administrator in a county containing a consolidated local government, and his investigators, shall have full police powers of peace officers, and their jurisdiction shall be coextensive with boundaries of the city of the first class or the boundaries of the county in a county containing a consolidated local government. They may inspect any premises where alcoholic beverages are manufactured, sold, stored, or otherwise trafficked in, without first obtaining a search warrant.
- (b) Only those cities with a population equal to or greater than three thousand (3,000) or more based upon the most recent federal decennial census, or those cities with a population of less than three thousand (3,000) based upon the most recent federal decennial census that had appointed an administrator prior to August 1, 2014, that are located in a county containing a consolidated local government are authorized to appoint an administrator. If a city authorized under this paragraph appoints its own administrator under this paragraph and KRS 241.160, the administrator of a consolidated local government in that county shall have jurisdiction over only that portion of the county which lies outside the corporate limits of such a city, unless the department determines that the city does not have an adequate police force of its own or pursuant to KRS 70.150, ~~70.160,~~ 70.170, and 70.540.
- (2) The city administrator in each city, other than a consolidated local government, shall be appointed by the city manager if there is one. If there is no city manager, the city administrator shall be appointed by the mayor.
- (3) No person shall be an administrator, an investigator, or an employee of the city or a consolidated local government under the supervision of the administrator, who would be disqualified to be a member of the board under KRS 241.100.

➔Section 4. The following KRS section is repealed:

70.160 Sheriff to visit and inspect dance halls and roadhouses.

**Signed by Governor March 16, 2017.**

