

CHAPTER 45

(HB 223)

AN ACT relating to public housing authorities.

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

➔Section 1. KRS 80.030 is amended to read as follows:

- (1) *Except as provided in subsection (2) of this section*, a city housing authority shall consist of the mayor, ex officio, or his designee, and four (4) persons appointed by him with the approval of the city legislative body.
- (2) *If a city housing authority has agreed to accept a transfer or full transfer of ownership and operation of another city's public housing program pursuant to the United States Housing Act of 1937, the housing authority shall consist of the mayor, ex officio, or the mayor's designee; four (4) persons appointed by the mayor with the approval of the city legislative body; and one (1) additional person appointed by each mayor of a city divesting itself of its authority, with the approval of that city's legislative body.*

➔Section 2. KRS 80.040 is amended to read as follows:

- (1) (a) Each person appointed to a city housing authority shall be at least twenty-five (25) years of age and a bona fide resident of the city for which he was appointed for at least one (1) year preceding the appointment. No officer or employee of the city, whether holding a paid or unpaid office, is eligible to hold an appointment on the housing authority. ~~[No more than two (2) appointees on any city housing authority shall be affiliated with the same political party.]~~ Appointees to a city housing authority shall be originally appointed for terms of four (4) years. Upon the expiration of the term of the first appointees, their successors shall be appointed for terms of one (1), two (2), three (3) and four (4) years, respectively, and upon the expiration of the term of each of the second group of appointees his successor shall be appointed for a term of four (4) years. Vacancies shall be filled for unexpired terms in the same manner as the original appointment.
- (b) *If a city housing authority has agreed to accept a transfer or full transfer of ownership and operation of another city's public housing program pursuant to the United States Housing Act of 1937, an authority member appointed by the mayor of the divesting city, as set out in Section 1 of this Act, shall be a resident of the city divesting itself of authority.*
- (2) (a) *If a city housing authority has not agreed to accept a transfer or full transfer of ownership and operation of another city's public housing program pursuant to the United States Housing Act of 1937, then no more than two (2) appointees on any city housing authority shall be affiliated with the same political party.*
- (b) *If a city housing authority has agreed to accept a transfer or full transfer of ownership and operation of another city's public housing program pursuant to the United States Housing Act of 1937, and:*
 1. *Has an even number of members, then no more than half of the appointees on any city housing authority shall be affiliated with the same political party; or*
 2. *Has an odd number of members, then no more than half of the appointees plus one (1) member of any city housing authority shall be affiliated with the same political party.*

➔Section 3. KRS 80.060 is amended to read as follows:

- (1) Each member of a housing authority, except an ex officio member, may receive compensation either as a salary or as payment for meetings attended. The compensation of members of a housing authority shall be fixed by the legislative body of the city. The housing authority shall fix the compensation of the secretary and treasurer, but the city legislative body may fix or limit the salary.
- (2) *If a city housing authority has agreed to accept a transfer or full transfer of ownership and operation of another city's public housing program pursuant to the United States Housing Act of 1937, the city may enter into an interlocal agreement pursuant to KRS 65.210 to 65.300 with the city that is divesting itself of the authority, agreeing to pay all or a portion of the compensation of the member representing that divesting city.*

➔Section 4. KRS 80.266 is amended to read as follows:

- (1) (a) *Except as provided in paragraph (b) of this subsection*, the city-county housing authority shall be composed of eight (8) members. The mayor shall appoint four (4) members, and the county judge/executive shall appoint four (4) members. No more than four (4) appointees on any housing authority shall be affiliated with the same political party.
- (b) 1. *If a city-county housing authority has agreed to accept a transfer or full transfer of ownership and operation of another city's public housing program pursuant to the United States Housing Act of 1937, the housing authority shall be composed of four (4) members appointed by the mayor, four (4) members appointed by the county judge/executive, and one (1) additional person appointed by each mayor of a city divesting itself of its authority, with the approval of that city's legislative body.*
2. *If a city-county housing authority has agreed to accept a transfer or full transfer of ownership and operation of another city's public housing program pursuant to the United States Housing Act of 1937, and:*
- a. *Has an even number of members, then no more than half of the appointees on any city-county housing authority shall be affiliated with the same political party; or*
- b. *Has an odd number of members, then no more than half of the appointees plus one (1) member of any city-county housing authority shall be affiliated with the same political party.*
- (2) Each person appointed to a city-county housing authority shall be at least twenty-five (25) years of age and a bona fide resident of the city or county for which he was appointed for at least one (1) year preceding the appointment. No officer or employee of the city or county, whether holding a paid or unpaid office, is eligible to hold an appointment on the housing authority. No more than two (2) appointees by the mayor or no more than two (2) appointees by the county judge/executive shall be affiliated with the same political party. Two (2) of the four (4) members appointed by the mayor shall be designated to serve for terms of two (2) years and two (2) for terms of four (4) years, respectively, from the date of their appointments. Two (2) of the four (4) members appointed by the county judge/executive shall be designated to serve for terms of two (2) years, and two (2) for terms of four (4) years, respectively, from the date of their appointments. Thereafter, all members of the city-county housing authority shall be appointed as aforesaid for a term of office of four (4) years, except that all vacancies shall be filled for the unexpired terms.
- (3)~~(2)~~ (a) Each member of a city-county housing authority may receive compensation either as a salary or as payment for meetings attended. Any compensation of the members of a city-county housing authority shall be fixed by the legislative body of the city and the county. The housing authority may fix the compensation of the secretary and treasurer, but the city and county legislative bodies may fix or limit the salary.
- (b) *If a city-county housing authority has agreed to accept a transfer or full transfer of ownership and operation of another city's public housing program pursuant to the United States Housing Act of 1937, the city and county that are members of the housing authority may enter into an interlocal agreement pursuant to KRS 65.210 to 65.300 with the city that is divesting itself of the authority, agreeing to pay all or a portion of the compensation of the member representing that divesting city.*

Signed by Governor March 30, 2018.