

CHAPTER 100**(SB 133)**

AN ACT relating to emergency management.

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

➔Section 1. KRS 39E.030 is amended to read as follows:

- (1) The commission shall be composed of not more than twenty-five (25) members, ***including:*** ~~and shall be chaired by~~
 - (a) ~~The~~~~the~~ director of the Division of Emergency Management of the Department of Military Affairs, who shall ***serve as chair;*** ~~also be a member.~~
 - (b) ***The executive director of the Department of Military Affairs, who shall serve as vice chair and shall serve as chair in the absence of the chair;***
 - (c) ~~The~~~~Other members shall include, but not be limited to, the~~ executive director of the Kentucky Fire Commission or the executive director's designee~~;~~ **and**
 - (d) ***Representatives***~~representatives~~ of the Energy and Environment Cabinet, the state fire marshal, the Department of Kentucky State Police, the Office of the Attorney General, the Department of Agriculture, affected industry, local government, health services, environmental interests, and other persons who have technical expertise in the emergency response field as the Governor deems appropriate.
- (2) Members of the commission shall be appointed by the Governor. All appointments shall be for a term of two (2) years. Members shall serve until their successors are appointed and qualified and shall be eligible for reappointment.
- (3) The commission shall meet not less than semi-annually, or as convened by the ~~chairman~~***chair, vice chair, or upon written petition of a majority of commission members to the chair or vice chair.***
- (4) If a member misses three (3) consecutive meetings of the full commission or three (3) meetings in two (2) consecutive years, the position shall be declared vacant by the commission. In these cases, the Governor shall make an appointment to fill the unexpired term.
- (5) The presence of a simple majority of currently appointed members shall constitute a quorum and actions taken at these meetings shall be considered as actions of the full commission.
- (6) Members of the commission shall not receive a salary for serving on the commission, but travel and per diem may be paid if funds are appropriated or otherwise made available for these purposes.

Signed by Governor March 24, 2021.