

### **61.300 Nonelective peace officer or deputy -- Qualifications.**

No person shall serve as a deputy sheriff, deputy constable, patrol or other nonelective peace officer, or deputy peace officer, unless:

- (1) He is a citizen of the United States and is twenty-one (21) years of age or over;
- (2) If a deputy constable, he has resided in the county wherein he is appointed to serve for a period of at least two (2) years;
- (3) If a deputy sheriff, he shall be a resident of the Commonwealth of Kentucky. A sheriff may require his or her deputies to reside in the county in which they serve. Any deputy sheriff appointed pursuant to this section who has not been a resident of the county in which he serves for a period of at least two (2) years shall not be an active participant in any labor dispute and shall immediately forfeit his position if he violates this provision;
- (4) He has never been convicted of a crime involving moral turpitude;
- (5) He has not within a period of two (2) years hired himself out, performed any service, or received any compensation from any private source for acting, as a privately paid detective, policeman, guard, peace officer, or otherwise as an active participant in any labor dispute, or conducted the business of a private detective agency or of any agency supplying private detectives, private policemen, or private guards, or advertised or solicited any such business in connection with any labor dispute; and
- (6) He has complied with the provisions of KRS 15.334.

**Effective:** June 20, 2005

**History:** Amended 2005 Ky. Acts ch. 132, sec. 30, effective June 20, 2005. -- Amended 2000 Ky. Acts ch. 416, sec. 1, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 98, sec. 1, effective July 15, 1998. -- Amended 1990 Ky. Acts ch. 134, sec. 1, effective July 13, 1990; and ch. 443, sec. 64, effective July 13, 1990. -- Amended 1980 Ky. Acts ch. 24, sec. 1, effective July 15, 1980. -- Amended 1976 Ky. Acts ch. 19, sec. 1. -- Amended 1974 Ky. Acts ch. 308, sec. 25. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. secs. 3766a-5a, 3766a-5b, 3766a-5d, 3766a-5e.