

12.028 Governor and elected state executive officers to submit proposals for change to General Assembly -- Reorganization plans -- Legislative monitoring -- Lapsed funds.

- (1) Recognizing the necessity for grouping related functions of organizational units and administrative bodies in order to promote greater economy, efficiency and improved administration, the Governor, the Kentucky Economic Development Partnership as created in KRS 154.10-010, and other elected state executive officers may propose to the General Assembly, for its approval, changes in the state government organizational structure which may include the creation, alteration or abolition of any organizational unit or administrative body and the transfer of functions, personnel, funds, equipment, facilities, and records from one (1) organizational unit or administrative body to another.
- (2) Any reorganization proposed under subsection (1) of this section shall be set forth in a reorganization plan which shall be filed with the Legislative Research Commission. The plan shall include:
 - (a) An explanation of each proposed change, including the need for the change;
 - (b) An estimate of any reduction or increase in expenditures, itemized as far as practicable, which the promulgating officer expects will result from the reorganization;
 - (c) A description of any improvements in the management, delivery of state services, and efficiency of state government operations which the promulgating officer expects will be realized as a result of the reorganization; and
 - (d) Specification of the effects of the reorganization on the budget and personnel of each affected organizational unit or administrative body, including but not limited to the amount of funds and the number of employees that will be transferred from one (1) organizational unit or administrative body to another, any reductions in the state workforce resulting from the reorganization, and the methods to be utilized to achieve such reductions.
- (3) The Legislative Research Commission or the Legislative Oversight and Investigations Committee may monitor the implementation of any reorganization plan to determine the extent to which the anticipated improvements in economy, efficiency, or administration have been realized as a result of the reorganization and shall report its findings to the General Assembly.
- (4) Funds transferred due to reorganization shall be maintained in separately designated accounts. Any excess funds resulting from a reorganization shall lapse to the general fund surplus account.

Effective: March 12, 2021

History: Amended 2021 Ky. Acts ch. 5, sec. 1, effective February 2, 2021; and ch. 14, sec. 9, effective March 12, 2021. -- Amended 1992 Ky. Acts ch. 105, sec. 61, effective July 14, 1992. -- Amended 1984 Ky. Acts ch. 306, sec. 2, effective April 9, 1984. -- Created 1982 Ky. Acts ch. 447, sec. 2, effective January 1, 1984.

Legislative Research Commission Note (3/12/21). this statute was amended by 2021 Ky. Acts chs. 5 and 14, which do not appear to be in conflict and have been codified

together.