

1 AN ACT relating to the Kentucky State Police and declaring an emergency.

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

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 15A IS CREATED TO
4 READ AS FOLLOWS:

5 ***The Justice and Public Safety Cabinet may provide state personnel, state property, and***
6 ***state resources to the Kentucky State Police Foundation.***

7 ➔Section 2. KRS 16.040 is amended to read as follows:

8 (1) The department shall consist of the commissioner and the number of officers,
9 individuals employed as a Trooper R Class, CVE R Class, and civilians, and shall
10 be organized in the manner as the commissioner from time to time determines.

11 (2) All persons appointed as officers shall at the time of their appointment:

12 (a) Be not less than twenty-one (21) nor more than thirty-one (31) years of age;

13 (b) Be of good moral character, and in good health;

14 (c) Be citizens of the United States and residents of the Commonwealth; and

15 (d) Possess:

16 1. A minimum of sixty (60) hours of credit, or an associate degree, from an
17 accredited college or university;

18 2. ~~[, or be]~~A high school diploma~~[graduate]~~ with at least two (2) years'
19 experience in the military or in law enforcement; or

20 3. *A high school diploma or General Educational Development (GED)*
21 ***diploma with additional experience established by the commissioner***
22 ***by administrative regulation promulgated pursuant to KRS Chapter***
23 ***13A.***

24 (3) The commissioner shall prescribe minimum physical requirements for appointment
25 as an officer of the department and for individuals employed as a Trooper R Class
26 or CVE R Class, and shall conduct such tests and require such physical
27 examinations as deemed necessary to determine the fitness and qualification of each

1 applicant. All other qualifications being equal, preference shall be given to veterans
2 of the Armed Forces of the United States in time of war, who were honorably
3 discharged.

4 (4) The commissioner shall direct an investigation to be conducted in order to
5 determine an applicant's suitability for employment as an officer. The contents of
6 the investigation shall be subject to the Open Records Act, KRS 61.870 to 61.884
7 and KRS 61.991, except that the identity of any witness or informant involving
8 information relative to this investigation shall remain confidential. The identity of
9 any witness or informant shall be subject to the subpoena power of a court of
10 competent jurisdiction.

11 ➔Section 3. KRS 16.080 is amended to read as follows:

12 (1) The commissioner shall promulgate administrative regulations for the enlistment,
13 training, *code of ethics*, discipline, and conduct of officers of the department and
14 individuals employed as a Trooper R Class or CVE R Class, and the commissioner
15 may promulgate administrative regulations for the governing and operation of the
16 department as appear to him or her reasonably necessary to carry out the provisions
17 of KRS 16.010 to 16.170.

18 (2) The commissioner may require any officer, individual employed as a Trooper R
19 Class or CVE R Class, or civilian who receives or disburses public funds in the
20 course of his or her duties to file a bond, conditioned that he or she will honestly,
21 correctly, and according to law, receive, disburse, and account for all public moneys
22 coming into his or her hands. The commissioner, each officer, and each individual
23 employed as a Trooper R Class or CVE R Class, shall execute a bond to the
24 Commonwealth of Kentucky in the sum of not less than two thousand dollars
25 (\$2,000), conditioned upon the faithful discharge of his or her duties. The premium
26 on the bonds shall be paid by the department. The commissioner, each officer of the
27 department, and each individual employed as a Trooper R Class or CVE R Class

1 shall, before entering upon the discharge of their official duties, take the
2 constitutional oath of office.

3 (3) Subject to the provisions of KRS 56.440 to 56.550, the commissioner, with the
4 approval of the Governor and the secretary of the Finance and Administration
5 Cabinet, may acquire real estate or interests therein, by purchase, lease, or
6 otherwise, necessary for the purposes of the department, and, with like approval,
7 provide for the acquisition or construction of necessary buildings and other
8 permanent structures and facilities. Title to any real estate acquired shall be taken in
9 the name of the Commonwealth.

10 ➔Section 4. Whereas recruitment of law enforcement officers to the Department
11 of Kentucky State Police is critically important for public safety in the Commonwealth,
12 an emergency is declared to exist, and this Act takes effect upon its passage and approval
13 by the Governor or upon its otherwise becoming a law.