

1 AN ACT relating to reorganization.

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

3 ➔Section 1. KRS 42.650 is amended to read as follows:

- 4 (1) The Division of ***Enterprise Portfolios***~~[Geographic Information Systems]~~ is hereby
5 established in the Office of ***IT Architecture and Governance***~~[Application~~
6 ~~Development]~~ within the Commonwealth Office of Technology in the Finance and
7 Administration Cabinet.
- 8 (2) The Division of ***Enterprise Portfolios***~~[Geographic Information Systems]~~ shall be
9 headed by a division director, whose appointment is subject to KRS 12.050. The
10 division director may employ personnel, pursuant to the provisions of KRS Chapter
11 18A, as required to perform the functions of the office.
- 12 (3) The division may solicit, receive, and consider proposals for funding from any state
13 agency, federal agency, local government, university, nonprofit organization, or
14 private person or corporation. The division may also solicit and accept money by
15 grant, gift, donation, bequest, legislative appropriation, or other conveyance.
- 16 (4) The division shall:
- 17 (a) Establish a central statewide geographic information clearinghouse to
18 maintain map inventories, information on current and planned geographic
19 information systems applications, information on grants available for the
20 acquisition or enhancement of geographic information resources, and a
21 directory of geographic information resources available within the state or
22 from the federal government;
- 23 (b) Coordinate multiagency geographic information system projects, including
24 overseeing the development and maintenance of statewide base maps and
25 geographic information systems;
- 26 (c) Provide access to both consulting and technical assistance, and education and
27 training, on the application and use of geographic information technologies to

- 1 state and local agencies;
- 2 (d) Maintain, update, and interpret geographic information and geographic
3 information systems standards, under the direction of the council;
- 4 (e) Provide geographic information system services, as requested, to agencies
5 wishing to augment their geographic information system capabilities;
- 6 (f) In cooperation with other agencies, evaluate, participate in pilot studies, and
7 make recommendations on geographic information systems hardware and
8 software;
- 9 (g) Assist the council with review of agency information resource plans and
10 participate in special studies as requested by the council;
- 11 (h) Provide staff support and technical assistance to the Geographic Information
12 Advisory Council; and
- 13 (i) Prepare proposed legislation and funding proposals for the General Assembly
14 which will further solidify coordination and expedite implementation of
15 geographic information systems.
- 16 (5) The division may promulgate necessary administrative regulations for the
17 furtherance of this section.
- 18 ➔Section 2. KRS 42.724 is amended to read as follows:
- 19 (1) There is hereby created within the Finance and Administration Cabinet an agency of
20 state government known as the Commonwealth Office of Technology.
- 21 (2) The Commonwealth Office of Technology shall be headed by an executive director,
22 also known as the chief information officer, appointed by the secretary of the
23 Finance and Administration Cabinet **and approved by the Governor**. Duties and
24 functions of the executive director shall include serving on the Governor's
25 Executive Cabinet and those established in KRS 42.730.
- 26 (3) The Commonwealth Office of Technology shall consist of the following five (5)
27 offices, each headed by an executive director and organized into divisions headed

1 by a division director:

2 (a) Office of **Project Management**~~[Enterprise Technology, consisting of~~
3 ~~the:~~

4 1. ~~Division of IT Governance; and~~

5 2. ~~Division of Enterprise Architecture];~~

6 (b) Office of **IT**~~[Infrastructure]~~ Services **and Delivery**, consisting of the:

7 1. Division of **Network**~~[Technical]~~ Services;

8 2. Division of **Platform Services**~~[Communications];~~

9 **and**

10 3. ~~[Division of IT Operations; and~~

11 4. ~~]Division of Field Services;~~

12 (c) Office of **Office of IT Architecture and Governance**~~[Application~~
13 ~~Development]~~, consisting of the:

14 1. Division of **Enterprise Portfolios**~~[Revenue Application Development];~~

15 2. Division of **Applications**~~[Agency Application Development];~~

16 3. Division of ~~[Development]~~ Support Services;

17 **and**

18 4. Division of **Enterprise Governance**~~[Geographic Information Systems;~~

19 ~~and~~

20 5. ~~Division of Data Management Services];~~

21 (d) Office of **the** Chief Information Security Officer. The office shall ensure the
22 efficiency and effectiveness of information technology security functions and
23 responsibilities; and

24 (e) Office of **KY Business One Stop**~~[Information Technology Service~~
25 ~~Management]~~.

26 (4) Executive directors and division directors appointed under this section shall be
27 appointed by the secretary with the approval of the Governor.

1 ➔Section 3. KRS 42.726 is amended to read as follows:

2 (1) **The Commonwealth Office of Technology shall be the lead organizational entity**
3 **within the executive branch regarding delivery of information technology**
4 **services, including application development and delivery, and shall serve as the**
5 **single information technology authority for the Commonwealth.**

6 (2) The roles and duties of the Commonwealth Office of Technology shall include but
7 not be limited to:

8 (a) Providing technical support and services to all executive agencies of state
9 government in the application of information technology;

10 (b) Assuring compatibility and connectivity of Kentucky's information systems;

11 (c) Developing strategies and policies to support and promote the effective
12 applications of information technology within state government as a means of
13 saving money, increasing employee productivity, and improving state services
14 to the public, including electronic public access to information of the
15 Commonwealth;

16 (d) Developing, implementing, and managing strategic information technology
17 directions, standards, and enterprise architecture, including implementing
18 necessary management processes to assure full compliance with those
19 directions, standards, and architecture;

20 (e) Promoting effective and efficient design and operation of all major
21 information resources management processes for executive branch agencies,
22 including improvements to work processes;

23 (f) Developing, implementing, and maintaining the technology infrastructure of
24 the Commonwealth and all related support staff, planning, administration,
25 asset management, and procurement for all executive branch cabinets and
26 agencies except:

27 1. Agencies led by a statewide elected official;

- 1 2. The nine (9) public institutions of postsecondary education;
- 2 3. The Department of Education's services provided to local school
- 3 districts;
- 4 4. The Kentucky Retirement Systems and the Teachers' Retirement
- 5 System;
- 6 5. The Kentucky Housing Corporation;
- 7 6. The Kentucky Lottery Corporation;
- 8 7. The Kentucky Higher Education Student Loan Corporation; and
- 9 8. The Kentucky Higher Education Assistance Authority;
- 10 (g) Facilitating and fostering applied research in emerging technologies that offer
- 11 the Commonwealth innovative business solutions;
- 12 (h) Reviewing and overseeing large or complex information technology projects
- 13 and systems for compliance with statewide strategies, policies, and standards,
- 14 including alignment with the Commonwealth's business goals, investment,
- 15 and other risk management policies. The executive director is authorized to
- 16 grant or withhold approval to initiate these projects;
- 17 (i) Integrating information technology resources to provide effective and
- 18 supportable information technology applications in the Commonwealth;
- 19 (j) Establishing a central statewide geographic information clearinghouse to
- 20 maintain map inventories, information on current and planned geographic
- 21 information systems applications, information on grants available for the
- 22 acquisition or enhancement of geographic information resources, and a
- 23 directory of geographic information resources available within the state or
- 24 from the federal government;
- 25 (k) Coordinating multiagency information technology projects, including
- 26 overseeing the development and maintenance of statewide base maps and
- 27 geographic information systems;

- 1 (l) Providing access to both consulting and technical assistance, and education
2 and training, on the application and use of information technologies to state
3 and local agencies;
- 4 (m) In cooperation with other agencies, evaluating, participating in pilot studies,
5 and making recommendations on information technology hardware and
6 software;
- 7 (n) Providing staff support and technical assistance to the Geographic Information
8 Advisory Council and the Kentucky Information Technology Advisory
9 Council;
- 10 (o) Overseeing the development of a statewide geographic information plan with
11 input from the Geographic Information Advisory Council;
- 12 (p) Developing for state executive branch agencies a coordinated security
13 framework and model governance structure relating to the privacy and
14 confidentiality of personal information collected and stored by state executive
15 branch agencies, including but not limited to:
- 16 1. Identification of key infrastructure components and how to secure them;
17 2. Establishment of a common benchmark that measures the effectiveness
18 of security, including continuous monitoring and automation of
19 defenses;
- 20 3. Implementation of vulnerability scanning and other security
21 assessments;
- 22 4. Provision of training, orientation programs, and other communications
23 that increase awareness of the importance of security among agency
24 employees responsible for personal information; and
- 25 5. Development of and making available a cyber security incident response
26 plan and procedure; and
- 27 (q) Preparing proposed legislation and funding proposals for the General

1 Assembly that will further solidify coordination and expedite implementation
2 of information technology systems.

3 ~~(3)~~(2) The Commonwealth Office of Technology may:

- 4 (a) Provide general consulting services, technical training, and support for generic
5 software applications, upon request from a local government, if the executive
6 director finds that the requested services can be rendered within the
7 established terms of the federally approved cost allocation plan;
- 8 (b) Promulgate administrative regulations in accordance with KRS Chapter 13A
9 necessary for the implementation of KRS 42.720 to 42.742, 45.253, 171.420,
10 186A.040, 186A.285, and 194A.146;
- 11 (c) Solicit, receive, and consider proposals from any state agency, federal agency,
12 local government, university, nonprofit organization, private person, or
13 corporation;
- 14 (d) Solicit and accept money by grant, gift, donation, bequest, legislative
15 appropriation, or other conveyance to be held, used, and applied in accordance
16 with KRS 42.720 to 42.742, 45.253, 171.420, 186A.040, 186A.285, and
17 194A.146;
- 18 (e) Make and enter into memoranda of agreement and contracts necessary or
19 incidental to the performance of duties and execution of its powers, including,
20 but not limited to, agreements or contracts with the United States, other state
21 agencies, and any governmental subdivision of the Commonwealth;
- 22 (f) Accept grants from the United States government and its agencies and
23 instrumentalities, and from any source, other than any person, firm, or
24 corporation, or any director, officer, or agent thereof that manufactures or sells
25 information resources technology equipment, goods, or services. To these
26 ends, the Commonwealth Office of Technology shall have the power to
27 comply with those conditions and execute those agreements that are

1 necessary, convenient, or desirable; and

2 (g) Purchase interest in contractual services, rentals of all types, supplies,
3 materials, equipment, and other services to be used in the research and
4 development of beneficial applications of information resources technologies.

5 Competitive bids may not be required for:

- 6 1. New and emerging technologies as approved by the executive director or
7 her or his designee; or
- 8 2. Related professional, technical, or scientific services, but contracts shall
9 be submitted in accordance with KRS 45A.690 to 45A.725.

10 ~~(4)~~~~(3)~~ Nothing in this section shall be construed to alter or diminish the provisions of
11 KRS 171.410 to 171.740 or the authority conveyed by these statutes to the Archives
12 and Records Commission and the Department for Libraries and Archives.

13 ~~(5)~~~~(4)~~ The Commonwealth Office of Technology shall, on or before October 1 of
14 each year, submit to the Legislative Research Commission a report in accordance
15 with KRS 57.390 detailing:

- 16 (a) Any security breaches that occurred within organizational units of the
17 executive branch of state government during the prior fiscal year that required
18 notification to the Commonwealth Office of Technology under KRS 61.932;
- 19 (b) Actions taken to resolve the security breach, and to prevent additional security
20 breaches in the future;
- 21 (c) A general description of what actions are taken as a matter of course to protect
22 personal data from security breaches; and
- 23 (d) Any quantifiable financial impact to the agency reporting a security breach.

24 ➔Section 4. KRS 42.730 is amended to read as follows:

25 (1) The executive director of the Commonwealth Office of Technology shall be the
26 principal adviser to the Governor and the executive cabinet on information
27 technology policy, including policy on the acquisition and management of

1 information technology and resources.

2 (2) *The executive director of the Commonwealth Office of Technology shall also*
3 *serve as the chief information officer for all agencies within the executive*
4 *branch, including the Commonwealth Office of Technology.*

5 (3) The executive director shall carry out functions necessary for the efficient, effective,
6 and economical administration of information technology and resources within the
7 executive branch. Roles and duties of the executive director shall include but not be
8 limited to:

- 9 (a) Assessing, recommending, and implementing information technology
10 governance and organization design to include effective information
11 technology personnel management practices;
- 12 (b) Integrating information technology and resources plans with agency business
13 plans;
- 14 (c) Overseeing shared Commonwealth information technology resources and
15 services;
- 16 (d) Performing as the focal point and representative for the Commonwealth in
17 information technology and related areas with both the public and private
18 sector;
- 19 (e) Establishing appropriate partnerships and alliances to support the effective
20 implementation of information technology projects in the Commonwealth;
- 21 (f) Identifying information technology applications that should be statewide in
22 scope, and assisting agencies in avoiding duplicate services;
- 23 (g) Establishing performance measurement and benchmarking policies and
24 procedures;
- 25 (h) Preparing annual reports and plans concerning the status and result of the
26 state's specific information technology plans and submitting these annual
27 reports and plans to the Governor and the General Assembly; ~~and~~

- 1 (i) Managing the Commonwealth Office of Technology and its budget; and
2 (j) Approving technology acquisition prior to any procurement.

3 ➔Section 5. KRS 42.738 is amended to read as follows:

- 4 (1) The executive director shall establish and implement a statewide public safety
5 interoperability plan. This plan shall include the development of required
6 architecture and standards that will insure that new or upgraded Commonwealth
7 public safety communications systems will interoperate. The Kentucky Wireless
8 Interoperability Executive Committee shall be responsible for the evaluation and
9 recommendation of all wireless communications architecture, standards, and
10 strategies. The executive director shall provide direction, stewardship, leadership,
11 and general oversight of information technology and information resources. The
12 executive director shall report by September 15 annually to the Interim Joint
13 Committee on Seniors, Veterans, Military Affairs, and Public Protection and the
14 Interim Joint Committee on State Government on progress and activity by agencies
15 of the Commonwealth to comply with standards to achieve public safety
16 communications interoperability.
- 17 (2) The Kentucky Wireless Interoperability Executive Committee shall serve as the
18 advisory body for all wireless communications strategies presented by agencies of
19 the Commonwealth and local governments. All state agencies in the
20 Commonwealth shall present all project plans for primary wireless public safety
21 voice or data communications systems for review and recommendation by the
22 committee, and the committee shall forward the plans to the executive director for
23 final approval. Local government entities shall present project plans for primary
24 wireless public safety voice or data communications systems for review and
25 recommendation by the Kentucky Wireless Interoperability Executive Committee.
- 26 (3) The committee shall develop funding and support plans that provide for the
27 maintenance of and technological upgrades to the public safety shared

1 infrastructure, and shall make recommendations to the executive director, the
2 Governor's Office for Policy and Management, and the General Assembly.

3 (4) The executive director shall examine the project plans for primary wireless public
4 safety voice or data communications systems of state agencies as required by
5 subsection (2) of this section, and shall determine whether they meet the required
6 architecture and standards for primary wireless public safety voice or data
7 communications systems.

8 (5) The Kentucky Wireless Interoperability Executive Committee shall consist of
9 twenty (20) members as follows:

- 10 (a) A person knowledgeable in the field of wireless communications appointed by
11 the executive director who shall serve as chair;
- 12 (b) The executive director of the Office of ~~IT Infrastructure~~ Services **and**
13 **Delivery**, Commonwealth Office of Technology;
- 14 (c) The executive director of Kentucky Educational Television, or the executive
15 director's designee;
- 16 (d) The ~~chief~~ information **technology lead** ~~officer~~ of the Transportation
17 Cabinet;
- 18 (e) The ~~chief~~ information **technology lead** ~~officer~~ of the Justice and Public
19 Safety Cabinet;
- 20 (f) The ~~chief~~ information **technology lead** ~~officer~~ of the Department of
21 Kentucky State Police;
- 22 (g) The commissioner of the Department of Fish and Wildlife Resources, or the
23 commissioner's designee;
- 24 (h) The ~~chief~~ information **technology lead** ~~officer~~ of the Energy and
25 Environment Cabinet;
- 26 (i) The director of the Division of Emergency Management, Department of
27 Military Affairs;

- 1 (j) The executive director of the Kentucky Office of Homeland Security;
- 2 (k) The ~~chief~~ information technology lead of the ~~officer,~~ Department for
3 Public Health, Cabinet for Health and Family Services;
- 4 (l) A representative from an institution of postsecondary education appointed by
5 the Governor from a list of three (3) names submitted by the president of the
6 Council on Postsecondary Education;
- 7 (m) The executive director of the Center for Rural Development, or the executive
8 director's designee;
- 9 (n) A representative from a municipal government to be appointed by the
10 Governor from a list of three (3) names submitted by the Kentucky League of
11 Cities;
- 12 (o) A representative from a county government to be appointed by the Governor
13 from a list of three (3) names submitted by the Kentucky Association of
14 Counties;
- 15 (p) A representative from a municipal police department to be appointed by the
16 Governor from a list of three (3) names submitted by the Kentucky
17 Association of Chiefs of Police;
- 18 (q) A representative from a local fire department to be appointed by the Governor
19 from a list of three (3) names submitted by the Kentucky Association of Fire
20 Chiefs;
- 21 (r) A representative from a county sheriff's department to be appointed by the
22 Governor from a list of three (3) names submitted by the Kentucky Sheriffs'
23 Association;
- 24 (s) A representative from a local Emergency Medical Services agency to be
25 appointed by the Governor from a list of three (3) names submitted by the
26 Kentucky Board of Emergency Medical Services; and
- 27 (t) A representative from a local 911 dispatch center to be appointed by the

1 Governor from a list of three (3) names submitted by the Kentucky Chapter of
2 the National Emergency Number Association/Association of Public Safety
3 Communications Officials.

4 (6) Appointed members of the committee shall serve for a two (2) year term. Members
5 who serve by virtue of an office shall serve on the committee while they hold that
6 office.

7 (7) The committee shall meet quarterly, or as often as necessary for the conduct of its
8 business. A majority of the members shall constitute a quorum for the transaction of
9 business. Members' designees shall have voting privileges at committee meetings.

10 (8) The committee shall be attached to the Commonwealth Office of Technology for
11 administrative purposes only. Members shall not be paid and shall not be
12 reimbursed for travel expenses.

13 (9) The Public Safety Working Group is hereby created for the primary purpose of
14 fostering cooperation, planning, and development of the public safety frequency
15 spectrum as regulated by the Federal Communications Commission, including the
16 700 MHz public safety band. The group shall endeavor to bring about a seamless,
17 coordinated, and integrated public safety communications network for the safe,
18 effective, and efficient protection of life and property. The Public Safety Working
19 Group membership and other working group memberships deemed necessary shall
20 be appointed by the chair of the Kentucky Wireless Interoperability Executive
21 Committee.

22 (10) The committee may establish additional working groups as determined by the
23 committee.

24 ➔Section 6. KRS 42.742 is amended to read as follows:

25 (1) The Geographic Information Advisory Council's duties shall include the following:
26 (a) Recommending the development and adoption of policies and procedures
27 related to geographic information and geographic information systems;

- 1 (b) Providing input and recommendations for the development of a strategy for
2 the maintenance and funding of a statewide base map and geographic
3 information system;
- 4 (c) Recommending standards on geographic information and geographic
5 information systems for inclusion in the statewide architecture;
- 6 (d) Contributing to the development and delivery of a statewide geographic
7 information plan;
- 8 (e) Overseeing the development of operating policies and procedures for the
9 management of the council and any standing or ad hoc committees and
10 associated advisory groups; and
- 11 (f) Promoting collaboration and the sharing of data and data development, as well
12 as other aspects of geographic information systems.

13 (2) The Division of **Enterprise Portfolios**~~[Geographic Information Systems]~~ shall
14 provide necessary staff support services to the council. All cabinets, departments,
15 divisions, agencies, and officers of the Commonwealth shall furnish the council
16 necessary assistance, resources, information, records, or advice as it may require to
17 fulfill its duties.

18 ➔Section 7. KRS 42.744 is amended to read as follows:

19 (1) All entities in Kentucky that create or purchase digital ortho-rectified aerial
20 imagery, remotely sensed imagery, LiDAR, digital elevation models, or any other
21 form of nonlicensed raster-based datasets of locations in Kentucky using public
22 funds, in whole or in part, shall provide a copy of the information to the
23 Commonwealth Office of Technology, Division of **Enterprise**
24 **Portfolios**~~[Geographic Information Systems]~~, without cost, in order to allow the
25 Commonwealth Office of Technology to effectively discharge its statutory
26 responsibility to maintain an accurate and complete central statewide geographic
27 information clearinghouse for official state use. The imagery provided to the

1 Commonwealth Office of Technology shall be added to Kentucky's secure
2 Geospatial Data Warehouse for official government use only.

3 (2) Subsection (1) of this section shall not apply to roads, land parcels, structure
4 locations, or other vector-based datasets acquired with public funding.

5 (3) The Commonwealth Office of Technology shall not disclose to the general public or
6 make available for distribution, download, or purchase any data that an entity
7 providing data under subsection (1) of this section has requested remain
8 confidential.

9 ➔Section 8. KRS 116.200 is amended to read as follows:

10 (1) (a) On or before January 1, 2011, each city clerk, except in consolidated local
11 governments and urban-county governments, shall provide the clerk of the
12 county or counties in which the city is located with a list of all properties
13 within the city and a map of the city boundaries for the county clerk to
14 maintain a roster of voters who are eligible to vote in city elections. A county
15 clerk may accept the list of city properties in an electronic format and the city
16 clerk may provide a copy of the city's boundary map maintained by the
17 Kentucky Commonwealth Office of Technology, Division of Enterprise
18 Portfolios~~[Geographic Information Systems]~~; and

19 (b) Documentation of any change to the boundaries of a city shall be reported to
20 the county clerk in accordance with KRS 81A.470 and 81A.475.

21 (2) (a) On or before January 1, 2011, each school district board shall provide the
22 clerk of the county in which the school district is located with maps and
23 written descriptions of the boundaries of each school board district located in
24 the county for the county clerk to maintain a roster of voters who are eligible
25 to vote in school board elections.

26 (b) Documentation of any change to a school district's boundaries shall be
27 reported to the county clerk within sixty (60) days of the change, or

1 immediately if the change is within sixty (60) days of the August 1 deadline
2 established in KRS 160.210(4)(d).

3 (3) Each county clerk shall code all registered voters in that county in such a manner
4 that precinct election officers may determine the voter's eligibility to vote in city and
5 school board elections prior to each primary and regular election for city officers in
6 that county, each regular election for school board members in that county, and each
7 special election in which a ballot question is presented to the residents of a city or a
8 school board district.

9 (4) Notwithstanding KRS 64.012, the county clerk shall not charge a fee to a city or
10 school district providing any information required by subsections (1)(a) and (2)(a)
11 of this section.

12 (5) Nothing in this section shall prohibit a county clerk from requesting additional
13 information from the city, school district board, or any other reliable source to
14 ascertain whether a registered voter resides within a city or a school district
15 boundary.

16 ➔Section 9. KRS 131.020 is amended to read as follows:

17 (1) The Department of Revenue, headed by a commissioner appointed by the secretary
18 with the approval of the Governor, shall be organized into the following functional
19 units:

20 (a) Office of the Commissioner, which shall consist of:

21 1. The Division of Protest Resolution, headed by a division director who
22 shall report directly to the commissioner. The division shall administer
23 the protest functions for the department from office resolution through
24 court action; and

25 2. The Division of Taxpayer Ombudsman, headed by a division director
26 who shall report to the commissioner. The division shall perform those
27 duties set out in KRS 131.083;

- 1 (b) Office of Tax Policy and Regulation, headed by an executive director who
2 shall report directly to the commissioner. The office shall be responsible for:
- 3 1. Providing oral and written technical advice on Kentucky tax law;
 - 4 2. Drafting proposed tax legislation and regulations;
 - 5 3. Testifying before legislative committees on tax matters;
 - 6 4. Analyzing tax publications;
 - 7 5. Providing expert witness testimony in tax litigation cases;
 - 8 6. Providing consultation and assistance in protested tax cases; and
 - 9 7. Conducting training and education programs;
- 10 (c) Office of Processing and Enforcement, headed by an executive director who
11 shall report directly to the commissioner. The office shall be responsible for
12 processing documents, depositing funds, collecting debt payments, and
13 coordinating, planning, and implementing a data integrity strategy. The office
14 shall consist of the:
- 15 1. Division of Operations, which shall be responsible for opening all tax
16 returns, preparing the returns for data capture, coordinating the data
17 capture process, depositing receipts, maintaining tax data, and assisting
18 other state agencies with similar operational aspects as negotiated
19 between the department and the other agency;
 - 20 2. Division of Collections, which shall be responsible for initiating all
21 collection enforcement activity related to due and owing tax
22 assessments, including protest resolution, and for assisting other state
23 agencies with similar collection aspects as negotiated between the
24 department and the other state agency;~~and~~
 - 25 3. Division of Registration and Data Integrity, which shall be responsible
26 for registering businesses for tax purposes, ensuring that the data entered
27 into the department's tax systems is accurate and complete, and assisting

1 the taxing areas in proper procedures to ensure the accuracy of the data
2 over time; and

3 4. Division of Application Development and Support, which shall be
4 responsible for providing project management, planning, analysis,
5 application development, implementation, security, support and
6 maintenance for new and legacy systems of the Department of
7 Revenue;

8 (d) Office of Property Valuation, headed by an executive director who shall report
9 directly to the commissioner. The office shall consist of the:

10 1. Division of Local Support, which shall be responsible for providing
11 supervision, assistance, and training to the property valuation
12 administrators and sheriffs within the Commonwealth;

13 2. Division of State Valuation, which shall be responsible for providing
14 assessments of public service companies and motor vehicles, and
15 providing assistance to property valuation administrators and sheriffs
16 with the administration of tangible and omitted property taxes within the
17 Commonwealth; and

18 3. Division of Minerals Taxation and Geographical Information System
19 Services, which shall be responsible for providing geographical
20 information system mapping support, ensuring proper filing of severance
21 tax returns, ensuring consistency of unmined coal assessments, and
22 gathering and providing data to properly assess minerals to the property
23 valuation administrators within the Commonwealth;

24 (e) Office of Sales and Excise Taxes, headed by an executive director who shall
25 report directly to the commissioner. The office shall administer all matters
26 relating to sales and use taxes and miscellaneous excise taxes, including but
27 not limited to technical tax research, compliance, taxpayer assistance, tax-

1 specific training, and publications. The office shall consist of the:

2 1. Division of Sales and Use Tax, which shall administer the sales and use
3 tax; and

4 2. Division of Miscellaneous Taxes, which shall administer various other
5 taxes, including but not limited to alcoholic beverage taxes; cigarette
6 enforcement fees, stamps, meters, and taxes; gasoline tax; bank
7 franchise tax; inheritance and estate tax; insurance premiums and
8 insurance surcharge taxes; motor vehicle tire fees and usage taxes; and
9 special fuels taxes;

10 (f) Office of Income Taxation, headed by an executive director who shall report
11 directly to the commissioner. The office shall administer all matters related to
12 income and corporation license taxes, including technical tax research,
13 compliance, taxpayer assistance, tax-specific training, and publications. The
14 office shall consist of the:

15 1. Division of Individual~~Income~~ Tax, which shall administer the
16 following taxes or returns: individual income, fiduciary, and employer
17 withholding; and

18 2. Division of Corporation Tax, which shall administer the corporation
19 income tax, corporation license tax, pass-through entity withholding,
20 and pass-through entity reporting requirements; and

21 (g) Office of Field Operations, headed by an executive director who shall report
22 directly to the commissioner. The office shall manage the regional taxpayer
23 service centers and the field audit program.

24 (2) The functions and duties of the department shall include conducting conferences,
25 administering taxpayer protests, and settling tax controversies on a fair and
26 equitable basis, taking into consideration the hazards of litigation to the
27 Commonwealth of Kentucky and the taxpayer. The mission of the department shall

1 be to afford an opportunity for taxpayers to have an independent informal review of
2 the determinations of the audit functions of the department, and to attempt to fairly
3 and equitably resolve tax controversies at the administrative level.

4 (3) The department shall maintain an accounting structure for the one hundred twenty
5 (120) property valuation administrators' offices across the Commonwealth in order
6 to facilitate use of the state payroll system and the budgeting process.

7 (4) Except as provided in KRS 131.190(4), the department shall fully cooperate with
8 and make tax information available as prescribed under KRS 131.190(2) to the
9 Governor's Office for Economic Analysis as necessary for the office to perform the
10 tax administration function established in KRS 42.410.

11 (5) Executive directors and division directors established under this section shall be
12 appointed by the secretary with the approval of the Governor.

13 ➔Section 10. The General Assembly confirms Executive Order 2017-0889, dated
14 December 13, 2017, to the extent it is not otherwise confirmed or superseded by this Act.