

1 AN ACT relating to investigations of financial mismanagement.

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

3 ➔Section 1. KRS 45.131 is amended to read as follows:

4 The Finance and Administration Cabinet, the Chief Justice, and the Legislative Research  
5 Commission on behalf of~~for~~ their respective branches of government shall investigate  
6 any alleged mismanagement of any of the affairs of the state by any current or former  
7 officer, employee, or governing body responsible within their respective branches of  
8 government for the carrying out of any state function or the management of state funds  
9 and shall recommend the removal of any unnecessary officer or employee and of any  
10 officer or employee who they find has grossly mismanaged any state affairs within their  
11 respective branches of government.

12 ➔Section 2. KRS 45.142 is amended to read as follows:

13 For the purpose of enforcing the provisions of this chapter and those sections of KRS  
14 Chapters 41, 45, 45A, and 48 relating to the state budget and financial administration, the  
15 secretary of the Finance and Administration Cabinet, the Chief Justice, and the  
16 Legislative Research Commission, on behalf of~~for~~ their respective branches of  
17 government, or any officer or employee designated by them:~~;~~

18 (1) Shall have free access during business hours to all books, reports, papers, and  
19 accounts in the office or under the care or control of any budget unit of their  
20 respective branches of government:~~;~~~~and~~

21 (2) May administer oaths, certify to official acts, issue subpoenas, and compel the  
22 attendance of witnesses, including current or former state officers, contractors,  
23 subcontractors, and agents or employees, and the production of testimony touching  
24 any subject properly under investigation by them:~~;~~ and

25 (3) May compel the production of books, papers, and accounts.

26 If any person fails to comply with the order of, or to obey a subpoena issued by them or  
27 their designated agents, or refuses to testify as a witness to any matters regarding which

1 he may be lawfully interrogated, the judge having jurisdiction of the person to whom the  
2 order or subpoena was issued may, on their application compel obedience by proceedings  
3 for contempt as in the case of disobedience of a subpoena or order issued from such court  
4 or a refusal to testify therein, and may adjudge such person guilty of contempt of court  
5 and punish him as provided by law in other contempt cases.