

1 AN ACT relating to local school boards.

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

3 ➔Section 1. KRS 160.210 is amended to read as follows:

- 4 (1) In independent school districts, the members of the school board shall be elected
5 from the district at large. In county school districts, members shall be elected from
6 divisions.
- 7 (2) The board of education of each county school district shall ~~not later than July 1,~~
8 ~~1940, divide its district into~~ ***maintain*** five (5) divisions containing integral voting
9 precincts and as equal in population insofar as is practicable. ***The divisions shall be***
10 ***compact and contiguous and shall respect existing neighborhood, community,***
11 ***and city boundaries whenever possible. If*** in ~~first~~ dividing the county district into
12 divisions ~~the board shall, if~~ more than one (1) of its members reside in one (1)
13 division, ***then the board shall*** determine by lot which member from that division
14 shall represent that division, and which members shall represent the divisions in
15 which no member resides. The members so determined to represent divisions in
16 which no member resides shall be considered the members from those divisions
17 until their terms expire, and thereafter the members from those divisions shall be
18 nominated and elected as provided in KRS 160.200 and 160.220 to 160.250.
- 19 (3) Any changes made in division boundary lines shall be to ***maintain the***
20 ***requirements of subsection (2) of this section*** ~~make divisions as equal in~~
21 ~~population and containing integral voting precincts insofar as is practical~~. No
22 change may be made in division boundary lines less than five (5) years after the last
23 change in any division lines, except:
- 24 ***(a) Division lines shall be redrawn*** in case of merger of districts, a change in
25 territory due to annexation, or to allow compliance with KRS 117.055(2); ***and***
- 26 ***(b) Within ninety (90) days of a redistricting plan adopted by the General***
27 ***Assembly pursuant to Section 33 of the Kentucky Constitution becoming***

1 *law, a county school board shall initiate reapportionment proceedings.*

2 (4) (a) Notwithstanding the provisions of subsection (3) of this section, if one
3 hundred (100) residents of a county school district division petition the
4 Kentucky Board of Education stating that the school district divisions are not
5 divided as nearly equal in population as can reasonably be expected, *or*
6 *otherwise violating the requirements of subsection (2) of this section,* the
7 chief state school officer shall cause an investigation to determine the validity
8 of the petition, the investigation to be completed within thirty (30) days after
9 receipt of the petition.

10 (b) If the investigation reveals the school district to be unequally divided
11 according to population, the Kentucky Board of Education, upon the
12 recommendation of the chief state school officer, shall order the local board of
13 education to make changes in school district divisions as are necessary to
14 equalize population within the ~~five (5)~~ school divisions.

15 (c) If any board fails to comply with the order of the Kentucky Board of
16 Education within thirty (30) days or prior to *June*~~August~~ 1 in any year in
17 which any members of the board are to be elected, members shall be elected
18 from the district at large until the order of the Kentucky Board of Education
19 has been complied with.

20 ~~{(d) No change shall be made in the boundary of any division under the provisions~~
21 ~~of this subsection after August 1 in the year in which a member of the school~~
22 ~~board is to be elected from any division.}~~

23 (5) Notwithstanding the provisions of subsection (2) of this section, in counties
24 containing a city of the first class wherein a merger pursuant to KRS 160.041 shall
25 have been accomplished, there shall be seven (7) divisions as equal in population as
26 is practicable, with members elected from divisions. To be eligible to be elected
27 from a division, a candidate must reside in that division. ~~{The divisions, based upon~~

1 ~~1970 United States Census Bureau Reports on total population by census tracts for~~
2 ~~Jefferson County, Kentucky shall be as follows: Division One shall include census~~
3 ~~tracts 1-28; Division Two shall include census tracts 29-35, 47-53, 57-74, 80-84,~~
4 ~~93, 129, 130; Division Three shall include census tracts 75-79, 85-88, 98-106,~~
5 ~~107.01, 108; Division Four shall include census tracts 121.01, 123-128; Division~~
6 ~~Five shall include census tracts 36-46, 56, 90, 120, 121.02, 122; Division Six shall~~
7 ~~include census tracts 54, 55, 91, 92, 94, 95, 110.02, 113, 114, 117.01, 117.02, 118,~~
8 ~~119; Division Seven shall include census tracts 89, 96, 97, 107.02, 109, 110.01,~~
9 ~~111, 112, 115, 116, 117.03, 131, 132.]~~The terms of the members to be elected,
10 KRS 160.044 notwithstanding, shall be four (4) years and the election for the initial
11 four (4) year terms shall be as follows: The election of the members from Divisions
12 Two, Four and Seven shall be held at the next regular November election following
13 the effective date of the merger pursuant to KRS 160.041, and the election of the
14 members from Divisions One, Three, Five and Six shall be held at the regular
15 November election two (2) years thereafter.

16 (6) In counties containing cities of the first class, responsibility for the establishment or
17 the changing of school board division boundaries shall be with the local board of
18 education, subject to the review and approval of the county board of elections.
19 Where division and census tract boundaries do not coincide with existing election
20 precinct boundaries, school board divisions shall be redrawn to comply with
21 precinct boundaries. In no instance shall precinct boundaries be redrawn nor shall a
22 precinct be divided to accommodate the drawing of school board division lines.
23 Precinct boundaries nearest existing school board division boundaries shall become
24 the new division boundary. ~~[All changes under this statute shall be completed on or~~
25 ~~before January 1, 1979, and on or before January 1 in any succeeding year in which~~
26 ~~a member of the school board is to be elected from any division.]~~A record of all
27 changes in division lines shall be kept in the offices of the county board of

1 education and the county board of elections. The board of education shall publish
 2 all changes pursuant to KRS Chapter 424. A copy of the newspaper in which the
 3 notice is published shall be filed with the chief state school officer within ten (10)
 4 days following its publication.

5 **(7) No change shall be made in the boundary of any division under the provisions of**
 6 **this section after June 1 in the year in which a member of the school board is to**
 7 **be elected from any division.**

8 ➔Section 2. KRS 116.200 is amended to read as follows:

- 9 (1) (a) On or before January 1, 2011, each city clerk, except in consolidated local
 10 governments and urban-county governments, shall provide the clerk of the
 11 county or counties in which the city is located with a list of all properties
 12 within the city and a map of the city boundaries for the county clerk to
 13 maintain a roster of voters who are eligible to vote in city elections. A county
 14 clerk may accept the list of city properties in an electronic format and the city
 15 clerk may provide a copy of the city's boundary map maintained by the
 16 Kentucky Commonwealth Office of Technology, Division of Enterprise
 17 Portfolios; and
- 18 (b) Documentation of any change to the boundaries of a city shall be reported to
 19 the county clerk in accordance with KRS 81A.470 and 81A.475.
- 20 (2) (a) On or before January 1, 2011, each school district board shall provide the
 21 clerk of the county in which the school district is located with maps and
 22 written descriptions of the boundaries of each school board district located in
 23 the county for the county clerk to maintain a roster of voters who are eligible
 24 to vote in school board elections.
- 25 (b) Documentation of any change to a school district's boundaries shall be
 26 reported to the county clerk within sixty (60) days of the change, or
 27 immediately if the change is within sixty (60) days of the ~~June~~^{August} 1

1 deadline established in KRS 160.210~~(7)(4)(d)~~.

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

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

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

15 ➔Section 3. County school board election division boundaries adopted prior to
16 this Act becoming law shall remain in effect, but shall be subject to the requirements of
17 this Act. The current membership of county school boards and the members' terms of
18 office shall not be affected by this Act.