

1 AN ACT relating to the Prosecutors Advisory Council.

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

3 ➔Section 1. KRS 15.705 is amended to read as follows:

4 (1) For the purpose of administration of the unified prosecutorial system, there is
5 hereby created the Prosecutors Advisory Council, hereafter referred to as the
6 council.

7 (2) The council shall consist of ***thirteen (13)***~~nine (9)~~ members who shall be residents
8 of Kentucky and shall include:

9 ***(a)*** The Attorney General ***or his or her designee;***

10 ***(b)*** ***Five (5)***~~three (3)~~ Commonwealth's attorneys;~~;~~

11 ***1.*** One (1) from ***the First Judicial Circuit to the Eleventh Judicial***
12 ***Circuit;***~~counties containing a consolidated local government, a city~~
13 ~~with a population of twenty thousand (20,000) or more based on the~~
14 ~~most recent federal decennial census, or an urban county government,]~~

15 ***2.*** One (1) from ***the Twelfth Judicial Circuit to the Twenty-second***
16 ***Judicial Circuit;***~~counties containing a city with a population equal to or~~
17 ~~greater than eight thousand (8,000) but less than twenty thousand~~
18 ~~(20,000) based on the most recent federal decennial census, and]~~

19 ***3.*** One (1) from ***the Twenty-third Judicial Circuit to the Thirty-fifth***
20 ***Judicial Circuit;***~~the other counties,]~~

21 ***4. One (1) from the Thirty-sixth Judicial Circuit to the Forty-seventh***
22 ***Judicial Circuit; and***

23 ***5. One (1) from the Forty-eighth Judicial Circuit to the Fifty-seventh***
24 ***Judicial Circuit;***

25 Each of whom shall be ***elected by the membership of***~~appointed by the~~
26 ~~Governor from a list of three (3) names for each Commonwealth's attorney~~
27 ~~position submitted by] the Commonwealth's Attorneys Association;[and]~~

1 (c) Five (5)~~three (3)~~ county attorneys:~~;~~

2 1. One (1) from a county~~counties~~ containing a consolidated local
3 government, a county~~city~~ with a population equal to or greater than
4 one hundred thirty thousand (130,000)~~twenty thousand (20,000)~~
5 based on the most recent federal decennial census, or an urban-county
6 government;~~;~~

7 2. One (1) from a county~~counties containing a city~~ with a population
8 equal to or greater than fifty thousand (50,000)~~eight thousand (8,000)~~
9 but less than one hundred thirty thousand (130,000)~~twenty thousand~~
10 ~~(20,000)~~ based on the most recent federal decennial census~~, and~~

11 3. One (1) from a county with a population equal to or greater than
12 twenty five thousand (25,000) but less than fifty thousand (50,000)
13 based on the most recent federal decennial census;~~the other counties;~~

14 4. One (1) from a county with a population equal to or greater than
15 twelve thousand (12,000) but less than twenty five thousand (25,000)
16 based on the most recent federal decennial census; and

17 5. One (1) from a county with a population less than twelve thousand
18 (12,000) based on the most recent federal decennial census;

19 Each of whom shall be elected by the membership of~~appointed by the~~
20 ~~Governor from a list of three (3) names for each county attorney position~~
21 ~~submitted by~~ the County Attorneys Association; and

22 (d) Two (2) nonattorney citizen members:

23 1. One (1) appointed by the Attorney General from a list of three (3)
24 names submitted by the Commonwealth's Attorneys Association; and

25 2. One (1) appointed by the Attorney General from a list of three (3)
26 names submitted by the County Attorneys Association.

27 The Attorney General shall serve during his or her term of office and the other

1 members shall serve for a term of two (2) years~~[at the pleasure of the Governor]~~. A
 2 Commonwealth's attorney or a county attorney shall not serve more than two (2)
 3 consecutive terms.

4 (3) The Attorney General or his or her designee shall be the chair~~[chairman]~~ of the
 5 council. Seven (7)~~[Five (5)]~~ members shall constitute a quorum for the conduct of
 6 business. The council shall promulgate annually a schedule of meetings. Special
 7 meetings may be called by the chair~~[chairman]~~ or seven (7)~~[five (5)]~~ members of
 8 the council. A minimum of ten (10) days' notice must be given prior to the call of a
 9 special meeting. The~~[Such a]~~ notice may be waived by a majority of the council.

10 (4) (a) The council shall be responsible for, but not limited to:~~[-]~~

11 1. The preparation of the budget of the unified prosecutorial system of the
 12 Commonwealth of Kentucky;~~[-and]~~

13 2. The continuing legal education and program development of the unified
 14 prosecutorial system of Kentucky; and

15 3. Drafting and adopting a code of ethics for prosecutors within the
 16 unified prosecutorial system.

17 (b) The council shall provide the proposed budget of the unified prosecutorial
 18 system of the Commonwealth of Kentucky to the Interim Joint Committee
 19 on Appropriations and Revenue each biennium.

20 (5) Each nonattorney citizen member of the council shall receive twenty-five dollars
 21 (\$25) per day for attending each meeting. All council members shall be reimbursed
 22 for actual expenses incurred in the performance of their duties.