

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 Nineteenth 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 Twentieth Judicial Circuit to the Thirty-eight***  
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 Thirty-ninth Judicial Circuit to the Fifty-seventh***  
20 ***Judicial Circuit***~~;~~~~and~~~~[the other counties,]~~

21 ***4. Two (2) from any judicial circuit who shall serve at large;***

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

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

26 ***1. One (1) from a county with a population equal to or greater than***  
27 ***seventy five thousand (75,000) based on the most recent federal***

1           ~~***decennial census;***~~~~[counties containing a consolidated local government,~~  
 2           ~~a city with a population equal to or greater than twenty thousand~~  
 3           ~~(20,000) based on the most recent federal decennial census, or an urban-~~  
 4           ~~county government,]~~

5           **2.** One (1) from ***a county with a population equal to or greater than***  
 6           ***twenty five thousand (25,000) but less than seventy five thousand***  
 7           ***(75,000)***~~[counties containing a city with a population equal to or greater~~  
 8           ~~than eight thousand (8,000) but less than twenty thousand (20,000)]~~  
 9           based on the most recent federal decennial census;~~[, and]~~

10          **3.** One (1) from ***a county with a population of less than twenty five***  
 11          ***thousand (25,000) based on the most recent federal decennial census;***  
 12          ***and***~~[the other counties,]~~

13          **4.** ***Two (2) from any other county who shall serve at large;***

14          Each of whom shall be ***elected by the membership of***~~[appointed by the~~  
 15          ~~Governor from a list of three (3) names for each county attorney position~~  
 16          ~~submitted by]~~ the County Attorneys Association; and

17          **(d)** Two (2) nonattorney citizen members:

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

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

22          The Attorney General shall serve during his ***or her*** term of office and the other  
 23          members shall serve ***for a term of two (2) years***~~[at the pleasure of the Governor]. ***A***~~  
 24          ***Commonwealth's attorney or a county attorney shall not serve more than two (2)***  
 25          ***consecutive terms.***

26          (3) The Attorney General ***or his or her designee*** shall be the ***chair***~~[chairman]~~ of the  
 27          council. ***Seven (7)***~~[Five (5)]~~ members shall constitute a quorum for the conduct of

1 business. The council shall promulgate annually a schedule of meetings. Special  
2 meetings may be called by the ***chair***~~[chairman]~~ or ***seven (7)***~~[five (5)]~~ members of  
3 the council. A minimum of ten (10) days' notice must be given prior to the call of a  
4 special meeting. ***The***~~[Such a]~~ notice may be waived by a majority of the council.

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

6 ***1.*** The preparation of the budget of the unified prosecutorial system of the  
7 Commonwealth of Kentucky;~~[and]~~

8 ***2.*** The continuing legal education and program development of the unified  
9 prosecutorial system of Kentucky; ***and***

10 ***3. Proposing and adopting a code of ethics for prosecutors within the***  
11 ***unified prosecutorial system.***

12 ***(b) The council shall provide the proposed budget of the unified prosecutorial***  
13 ***system of the Commonwealth of Kentucky to the Interim Joint Committee***  
14 ***on Appropriations and Revenue each biennium.***

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

18 ➔Section 2. The newly composed council shall have all members elected or  
19 appointed to begin serving on January 1, 2023.