

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 ***a county***~~counties~~ containing a consolidated local  
12 government, a ***county***~~city~~ with a population of ***one hundred thirty***  
13 ***thousand (130,000)***~~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 ***a county***~~counties containing a city~~ with a population  
16 equal to or greater than ***fifty thousand (50,000)***~~eight thousand (8,000)~~  
17 but less than ***one hundred thirty thousand (130,000)***~~twenty thousand~~  
18 ~~(20,000)~~ based on the most recent federal decennial census;~~;~~ ~~and~~

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

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

25 ***5.*** ***One (1) from a county with a population less than twelve thousand***  
26 ***(12,000) based on the most recent federal decennial census;***

27 Each of whom shall be ***elected by the membership of***~~appointed by the~~

1 Governor from a list of three (3) names for each Commonwealth's attorney  
 2 position submitted by the Commonwealth's Attorneys Association; ~~and~~

3 (c) Five (5) ~~three (3)~~ county attorneys; ~~and~~

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

9 2. One (1) from a county ~~counties containing a city~~ with a population  
 10 equal to or greater than fifty thousand (50,000) ~~eight thousand (8,000)~~  
 11 but less than one hundred thirty thousand (130,000) ~~twenty thousand~~  
 12 ~~(20,000)~~ based on the most recent federal decennial census; ~~and~~

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

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

19 5. One (1) from a county with a population less than twelve thousand  
 20 (12,000) based on the most recent federal decennial census;

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

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

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

27 2. One (1) appointed by the Attorney General from a list of three (3)

1 *names submitted by the County Attorneys Association.*

2 The Attorney General shall serve during his term of office and the other members  
3 shall serve *for a term of two (2) years*~~[at the pleasure of the Governor].~~ *A*  
4 *Commonwealth's attorney or a county attorney shall not serve more than one (1)*  
5 *consecutive term.*

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

12 (4) The council shall be responsible for, but not limited to, the preparation of the  
13 budget of the unified prosecutorial system of the Commonwealth of Kentucky and  
14 the continuing legal education and program development of the unified  
15 prosecutorial system of Kentucky.

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