

1 AN ACT relating to the office of county treasurer.

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

3 ➔Section 1. KRS 68.010 is amended to read as follows:

4 Notwithstanding the provisions of KRS 67.710, or any other statute:

5 (1) (a) The fiscal court of each county, by June 30 every four (4) years~~[, beginning~~  
6 ~~with June, 1999]~~, shall appoint a county treasurer for a term of four (4) years  
7 ***beginning on July 1 following the election held pursuant to Section 99 of***  
8 ***the Kentucky Constitution.***

9 (b) ~~[In 1998, the fiscal court of each county, by June 30, shall appoint a county~~  
10 ~~treasurer for a term of one (1) year. In 1999 and every four (4) years~~  
11 ~~thereafter, the fiscal court of each county shall appoint a county treasurer for a~~  
12 ~~term of four (4) years pursuant to paragraph (a) of this subsection.~~

13 ~~(c) ]~~If for any reason the county treasurer is not appointed at the regular June  
14 meeting, the county judge/executive shall call the fiscal court to meet on a day  
15 fixed by order entered on the order book of the court, and the meeting shall be  
16 held before the end of June.

17 (2) ~~[The county treasurer shall take office on the July 1st immediately following his~~  
18 ~~appointment.~~

19 ~~(3) ]~~No person is eligible to be county treasurer unless at the time of~~[ his]~~ appointment  
20 he ***or she*** is a citizen of Kentucky, is at least twenty-five (25) years old or has  
21 obtained a baccalaureate level degree from a regionally accredited institution of  
22 higher education. The county treasurer shall take the constitutional oath of office  
23 before the fiscal court, and shall execute bond with ***an incorporated surety***  
24 ***company authorized and qualified to become surety on bonds in this state***~~[at least~~  
25 ~~two (2) reputable sureties, to be approved by the fiscal court].~~ The fiscal court may  
26 pay the premium on the bond from county funds.

27 ~~(3) [(4)]~~ If, at any time, the county treasurer is unable to perform the duties of this

1 office because of illness, physical or mental incapacity, absence, or other cause  
2 beyond his or her control for more than five (5)~~[thirty (30)]~~ days, or if there is a  
3 vacancy created in the office by the resignation, termination, or death of the current  
4 county treasurer, then the fiscal court may~~[shall]~~ appoint, at either a regular term or  
5 a special term called by the county judge/executive, an acting county treasurer to  
6 serve until the current county treasurer is able to resume the performance of his or  
7 her duties, or in the case of the resignation, termination, or death of the treasurer,  
8 for a period not to exceed sixty (60) days, or until the end of the current county  
9 treasurer's term of office, whichever comes first. Upon the conclusion of the sixty  
10 (60) day acting county treasurer period, or at any time during that period if the  
11 term of office has not ended, the fiscal court shall appoint a county treasurer to  
12 serve the remainder of the term of office. Should the fiscal court be in doubt as to  
13 the county treasurer's ability to resume his or her duties, it shall consult with a  
14 licensed physician acceptable to both the fiscal court and the county treasurer. If the  
15 physician advises that the county treasurer is able to perform his or her duties, the  
16 county treasurer shall be reinstated within ten (10) days. As soon as the county  
17 treasurer is reinstated, the acting county treasurer shall cease to act as county  
18 treasurer and shall turn over to the county judge/executive all records and accounts  
19 and shall make a final settlement with the fiscal court within thirty (30) days. The  
20 fiscal court may remove the county treasurer or acting county treasurer at any time  
21 for neglect of duty, incompetency, or dishonesty.

22 (4) The fiscal court of any county may appoint a deputy county treasurer who shall  
23 serve at the fiscal court's pleasure under the supervision of the county treasurer.  
24 The deputy county treasurer may exercise all powers, duties, and responsibilities  
25 of the office of county treasurer subject to any restrictions imposed by the fiscal  
26 court. The deputy county treasurer may serve as acting county treasurer under  
27 subsection (3) of this section. The deputy county treasurer shall take the

1        constitutional oath of office before the fiscal court, and execute bond with an  
2        incorporated surety company authorized and qualified to become surety on bonds  
3        in this state. The fiscal court may pay the premium on the bond from county  
4        funds.