## Local Government Mandate Statement Kentucky Legislative Research Commission 2023 Regular Session

**Part I: Measure Information** 

Bill Request #: 1389
Bill #: HB 341
<b>Document ID #:</b> 3427
<b>Bill Subject/Title:</b> AN ACT proposing to amend Sections 53, 91, 93, 95, and 245 of the Constitution of Kentucky relating to the Treasurer.
Sponsor: Representative Steven Doan
Unit of Government: X City X County X Urban-County Unified Local X Charter County X Consolidated Local X Government
Office(s) Impacted: County Clerk
Requirement: X Mandatory Optional
Effect on Powers & Duties: Modifies ExistingX Adds New Eliminates Existing  Part II: Bill Provisions and the Estimated Fiscal Impact Relating to Local

## Part II: Bill Provisions and the Estimated Fiscal Impact Relating to Local Government

HB 341 proposes amendments to the Constitution of Kentucky to abolish the office of State Treasurer. The Secretary of State shall certify the entirety of the question in Section 1 and the entirety of the proposed amendments in Sections 2 thru 6 to the county clerk of each county. The county clerk shall have the entirety of the question and the amendments appear on the ballot.

**Section 1:** Are you in favor of amending Sections 53, 91, 93, 95, and 245 of the Constitution of Kentucky to abolish the office of State Treasurer?

**Section 2:** Amends Section 53 by replacing *Treasurer* with *State Treasury* in regards to statutorily-required monthly accounting investigations.

**Sections 3, 4, and 5:** Amends Sections 91, 93, and 95 by removing Treasurer from the list of constitutional officers regarding their election, their duties, and their election dates.

**Section 6:** Amends Section 245 by replacing *Treasurer* with *State Treasury* in regards to the drawing of warrants by the Auditor to pay the Commissioners whose duties are to revise the statute law and prepare amendments thereto.

The fiscal impact of HB 341 on requiring local governments to add the above constitutional amendment to a ballot would be minimal, though for counties with smaller budgets the impact may be minimal to moderate. Section 256 of the Kentucky Constitution specifies that constitutional amendments are only added to the ballot for the general election in even-numbered years ("next general election for members of the House of Representatives").

The constitutional amendment would be submitted to the voters in November 2024, the next regular election at which members of the General Assembly are to be chosen. Balloting and publishing proposed constitutional amendments is a regular duty of county clerks, paid for by the county fiscal court.

There are additional programming costs associated with adding a new category (local option question or constitutional amendment) to the ballot on an already scheduled statewide election.

## Part III: Differences to Local Government Mandate Statement from Prior Versions

Part II refers to HB 341 as introduced. There are no prior versions.

**Data Source(s):** <u>LRC Staff; Harp Enterprises.</u>

**Preparer:** WB (JB) **Reviewer:** KHC **Date:** 2/21/23