

1 AN ACT relating to the Legislative Research Commission.

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

3 ➔Section 1. KRS 6.905 is amended to read as follows:

4 (1) **(a)** There is created a Legislative Oversight and Investigations Committee which
5 shall be a permanent standing committee of the General Assembly, consisting
6 of eight (8) members of the Senate, six (6) of whom shall be appointed by the
7 President and two (2) of whom shall be appointed by the Minority Leader of
8 the Senate, and eight (8) members of the House of Representatives, six (6) of
9 whom shall be appointed by the Speaker and two (2) of whom shall be
10 appointed by the Minority Leader of the House of Representatives. At least
11 one (1) appointee by each appointive authority shall be a member of the
12 Senate or House Standing Committee on Appropriations and Revenue.

13 **(b) The members of the Legislative Oversight and Investigations Committee**
14 **shall be appointed in January of each odd-numbered year for a two (2) year**
15 **term.**

16 **(c) Any vacancy that may occur in the membership of the committee shall be**
17 **filled within thirty (30) days of occurrence, in the same manner as the**
18 **original appointment, and for the balance of the vacated member's term.**

19 (2) The President and the Speaker shall each appoint a co-chair and vice chair from
20 their respective bodies. The co-chairs shall have joint responsibilities for committee
21 meeting agendas and presiding at committee meetings. On an alternating basis, each
22 co-chair shall have the first option to set the monthly meeting date. A monthly
23 meeting may be canceled by agreement of both co-chairs. A majority of the entire
24 membership of the Legislative Oversight and Investigations Committee shall
25 constitute a quorum, and all actions of the committee shall be by vote of a majority
26 of its entire membership.

27 (3) Each member of the committee shall receive the same travel allowances and

1 compensation for attending interim meetings of the committee as are received by
2 members of subcommittees of the Legislative Research Commission under KRS
3 7.090(3).

4 ➔Section 2. KRS 7.200 is amended to read as follows:

5 (1) The Commission on Race and Access to Opportunity is hereby established within
6 the legislative department of state government. The purpose of the commission
7 shall be to conduct studies and research on issues where disparities may exist across
8 the sectors of educational equity, child welfare, health, economic opportunity,
9 juvenile justice, criminal justice, and any other sectors that are deemed relevant in
10 an effort to identify areas of improvement in providing services and opportunities
11 for minority communities.

12 (2) (a) The commission shall be composed of the following thirteen (13) members:

13 1.~~1.(a)~~ One (1) member appointed by the President of the Senate and the
14 Speaker of the House of Representatives from a list of three (3) names
15 provided by the Prosecutors Advisory Council;

16 2.~~2.(b)~~ Four (4) members of the Senate, two (2) of whom shall be
17 appointed by the Senate President, and two (2) of whom shall be
18 appointed by the Senate Minority Floor Leader;

19 3.~~3.(c)~~ Four (4) members of the House of Representatives, two (2) of
20 whom shall be appointed by the Speaker of the House, and two (2) of
21 whom shall be appointed by the House Minority Floor Leader; and

22 4.~~4.(d)~~ Four (4) members from the private and nonprofit sectors,
23 universities, or local governments who have expertise in social policy
24 related to education, health, economic development, or the law and who
25 shall be appointed for up to two (2) consecutive, three (3) year terms by
26 the following:

27 a.~~1.~~ One (1) shall be appointed by the Senate President;

1 ~~b.[2.]~~ One (1) shall be appointed by the Senate Minority Floor
2 Leader;

3 ~~c.[3.]~~ One (1) shall be appointed by the Speaker of the House; and

4 ~~d.[4.]~~ One (1) shall be appointed by the House Minority Floor
5 Leader.

6 **(b) The legislative members of the commission appointed under subparagraphs**
7 **2. and 3. of paragraph (a) this subsection shall be appointed in January of**
8 **each odd-numbered year for a two (2) year term.**

9 (3) The President of the Senate and the Speaker of the House shall each appoint one (1)
10 co-chair of the commission from among that chamber's members appointed to the
11 commission.

12 (4) Any vacancy which may occur in the membership of the commission shall be filled
13 **within thirty (30) days of the occurrence, in the same manner as** ~~by the~~
14 ~~appointing authority who made~~ the original appointment, **and for the balance of**
15 **the vacated member's term.**

16 (5) The commission shall have the authority to:

17 (a) Hold monthly meetings during the interim meeting period of the General
18 Assembly;

19 (b) Seek comment, testimony, documents, records, or other information from
20 various government agencies and organizations representing the public to
21 address existing and potential barriers to minority success and empowerment;
22 and

23 (c) Provide research-driven policy proposals and actionable items when areas of
24 improvement are identified.

25 (6) A majority of the entire membership of the commission shall constitute a quorum.

26 (7) The Legislative Research Commission shall have exclusive jurisdiction over the
27 employment of personnel necessary to carry out the provisions of this section.

(8) The commission shall publish and submit an annual report to the Legislative Research Commission with recommendations on any potential legislative or administrative actions with respect to their findings.

➔Section 3. KRS 7A.110 is amended to read as follows:

(1) The Capital Planning Advisory Board of the Kentucky General Assembly shall consist of sixteen (16) members. The manner of appointment and terms of the members of the board shall be as follows:

(a) Four (4) members shall be appointed by the Governor to represent the executive branch of state government. These members shall serve for a term of four (4) years and until their successors are appointed.

(b) Four (4) members shall be appointed by the Chief Justice of the Supreme Court to represent the judicial branch of state government. These members shall serve for a term of four (4) years and until their successors are appointed.

(c) Four (4) members shall represent the legislative branch of state government and shall be appointed for terms of two (2) years and serve as follows:

1. The Speaker of the House of Representatives shall appoint two (2) members in January of each odd-numbered year, ~~each of whom shall serve while a member of the House for the term for which he has been elected, and~~ one (1) of whom shall be designated co-chair; and

2. The President of the Senate shall appoint two (2) members in January of each odd-numbered year, ~~each of whom shall serve while a member of the Senate for the term for which he has been elected, and~~ one (1) of whom shall be designated co-chair.

(d) Four (4) public members shall be appointed from the Commonwealth at large, one (1) by the Governor, one (1) by the Chief Justice, one (1) by the President of the Senate, and one (1) by the Speaker of the House of Representatives.

1 The public members shall serve for a term of four (4) years and until their
2 successors are appointed.

3 (2) Any vacancy *which may occur in the membership of*~~ten~~ the board shall be filled
4 *within thirty (30) days of occurrence,* in the same manner as the original
5 appointment, *and for the balance of the vacated member's term.*

6 (3) The co-chairs shall have joint responsibilities for board meeting agendas and
7 presiding at board meetings.

8 (4) On an alternating basis, each co-chair shall have the first option to set the monthly
9 meeting date. A monthly meeting may be canceled by agreement of both co-chairs.
10 The board shall meet at least twice during each calendar year.

11 (5) Members of the board shall be entitled to reimbursement for expenses incurred in
12 the performance of their duties.

13 (6) A majority of the entire membership of the Capital Planning Advisory Board shall
14 constitute a quorum, and all actions of the board shall be by vote of a majority of its
15 entire membership.

16 ➔Section 4. KRS 7A.185 is amended to read as follows:

17 (1) The Investments in Information Technology Improvement and Modernization
18 Projects Oversight Board is hereby established and shall consist of six (6) members
19 to be appointed in accordance with the following:

20 (a) The Speaker of the House of Representatives shall appoint three (3) current
21 members of the House of Representatives, one (1) of whom shall be
22 designated co-chair, and at least one (1) of the three (3) members shall
23 represent the minority party;

24 (b) The President of the Senate shall appoint three (3) current members of the
25 Senate, one (1) of whom shall be designated co-chair, and at least one (1) of
26 the three (3) members shall represent the minority party;~~and~~

27 (c) All members shall be active members of the Kentucky General Assembly

1 during their terms of appointment; and

2 (d) All members appointed pursuant to this subsection shall be appointed in
3 January of each odd-numbered year for a two (2) year term.

4 (2) Any vacancy on the board shall be filled in the same manner as the original
5 appointment, within thirty (30) days of the occurrence, and the newly appointed
6 member shall serve for the balance of the vacated member's term.

7 (3) The co-chairs shall have joint responsibilities for board meetings, agendas, and
8 presiding at board meetings.

9 (4) On an alternating basis, each co-chair shall have the first option to set the monthly
10 meeting date. A monthly meeting may be canceled by agreement of both co-chairs.
11 The board shall meet at least twice during each calendar year.

12 (5) Members of the board shall be entitled to reimbursement for expenses incurred in
13 the performance of their duties.

14 (6) A majority of the entire membership of the board shall constitute a quorum, and all
15 actions of the board shall be by vote of a majority of its entire membership.

16 (7) The purpose of the board is to:

17 (a) Review investment and funding strategies for projects to improve or
18 modernize state agency information technology systems, including:

19 1. Legacy system projects and cybersecurity projects; and
20 2. The current and ongoing operation and maintenance of state agency
21 information resources;

22 (b) Determine the appropriate organizational structure for deployment of
23 technology across the Commonwealth; and

24 (c) Review the latest information technology developments trending across the
25 nation.

26 ➔Section 5. KRS 7A.220 is amended to read as follows:

27 (1) The Public Pension Oversight Board shall be composed of the following twenty-

1 three (23) members:

2 (a) 1. Four (4) members of the General Assembly appointed by the Speaker of
3 the House of Representatives~~[, each of whom shall serve while a~~
4 ~~member of the House for the term for which he or she has been elected]~~,
5 one (1) of whom shall be the chair or a vice chair of the House Standing
6 Committee on Appropriations and Revenue; and

7 2. Two (2) members of the General Assembly appointed by the Speaker of
8 the House of Representatives~~[, each of whom shall serve while a~~
9 ~~member of the House for the term for which he or she has been elected,~~
10 ~~and who]~~ each **of whom** shall be selected to ensure **that** representation
11 on the board by House members of the General Assembly is in closer
12 proportion to the representation of each political party in the House of
13 Representatives.

14 ~~[Of]~~ The members appointed pursuant to this paragraph **shall be appointed in**
15 **January of each odd-numbered year for a two (2) year term, and** the
16 Speaker shall designate one (1) as co-chair of the board;

17 (b) 1. Four (4) members of the General Assembly appointed by the President
18 of the Senate~~[, each of whom shall serve while a member of the Senate~~
19 ~~for the term for which he or she has been elected]~~, one (1) of whom shall
20 be the chair or a vice chair of the Senate Standing Committee on
21 Appropriations and Revenue; and

22 2. Two (2) members of the General Assembly appointed by the President
23 of the Senate~~[, each of whom shall serve while a member of the Senate~~
24 ~~for the term for which he or she has been elected, and who]~~ each **of**
25 **whom** shall be selected to ensure **that** representation on the board by
26 Senate members of the General Assembly is in closer proportion to the
27 representation of each political party in the Senate.

- 1 ~~{Of}~~The members appointed pursuant to this paragraph **shall be appointed in**
2 **January of each odd-numbered year for a two (2) year term, and** the
3 President shall designate one (1) as co-chair of the board;
- 4 (c) Two (2) members of the General Assembly appointed by the Minority Floor
5 Leader of the Senate **in January of each odd-numbered year for a two (2)**
6 **year term**~~[-, who shall serve while a member of the Senate for the term for~~
7 ~~which he or she has been elected];~~
- 8 (d) Two (2) members of the General Assembly appointed by the Minority Floor
9 Leader of the House of Representatives **appointed in January of each odd-**
10 **numbered year for a two (2) year term**~~[-, who shall serve while a member of~~
11 ~~the House for the term for which he or she has been elected];~~
- 12 (e) One (1) individual appointed by the Speaker of the House of Representatives,
13 who shall be certified as a chartered financial analyst (CFA) with at least ten
14 (10) years of investment experience or who shall possess at least ten (10)
15 years of retirement experience as defined by subsection (2) of this section;
- 16 (f) One (1) individual appointed by the President of the Senate, who shall be
17 certified as a chartered financial analyst (CFA) with at least ten (10) years of
18 investment experience or who shall possess at least ten (10) years of
19 retirement experience as defined by subsection (2) of this section;
- 20 (g) The state budget director or his or her designee;
- 21 (h) The Auditor of Public Accounts or his or her designee;
- 22 (i) The Attorney General or his or her designee; and
- 23 (j) Two (2) individuals appointed by the Governor, one (1) of whom shall be
24 certified as a chartered financial analyst (CFA) with at least ten (10) years of
25 investment experience and one (1) of whom shall possess at least ten (10)
26 years of retirement experience as defined by subsection (2) of this section.
- 27 (2) For purposes of this section, "retirement experience" means:

- 1 (a) Experience in retirement or pension plan management;
- 2 (b) A certified public accountant with relevant experience in retirement or
- 3 pension plan accounting;
- 4 (c) An actuary with relevant experience in retirement or pension plan consulting;
- 5 (d) An attorney licensed to practice law in the Commonwealth of Kentucky with
- 6 relevant experience in retirement or pension plans; or
- 7 (e) A current or former university professor whose primary area of emphasis is
- 8 economics or finance.
- 9 (3) Individuals appointed under subsection (1)(e), (f), and (j) of this section shall not:
- 10 (a) Be a member of the General Assembly;
- 11 (b) Be employed by a state agency of the Commonwealth of Kentucky or
- 12 receiving a contractual payment for services rendered to a state agency of the
- 13 Commonwealth of Kentucky that would conflict with his or her service to the
- 14 board; or
- 15 (c) Serve more than three (3) consecutive four (4) year terms on the board.
- 16 (4) Any vacancy which may occur in the membership of the board shall be filled within
- 17 thirty (30) days of the occurrence, in the same manner as ~~by the appointing~~
- 18 ~~authority who made~~ the original appointment, and for the balance of the vacated
- 19 member's term.
- 20 (5) Individuals appointed under subsection (1)(e), (f), and (j) of this section shall serve
- 21 a term of four (4) years.
- 22 ➔Section 6. KRS 13A.020 is amended to read as follows:
- 23 (1) (a) There is hereby created a permanent subcommittee of the Legislative
- 24 Research Commission to be known as the Administrative Regulation Review
- 25 Subcommittee.
- 26 (b) The subcommittee shall be composed of eight (8) members appointed in
- 27 January of each odd-numbered year as follows: three (3) members of the

Senate appointed by the President; one (1) member of the minority party in the Senate appointed by the Minority Floor Leader in the Senate; three (3) members of the House of Representatives appointed by the Speaker of the House of Representatives; and one (1) member of the minority party in the House of Representatives appointed by the Minority Floor Leader in the House of Representatives. The members of the subcommittee shall serve for terms of two (2) years, and the *President of the Senate and Speaker of the House of Representatives*~~[members appointed from each chamber]~~ shall *each appoint*~~[elect]~~ one (1) member *of the subcommittee* from their chamber to serve as co-chair.

(c) Any vacancy that may occur in the membership of the subcommittee shall be filled *within thirty (30) days of the occurrence, in*~~[by]~~ the same *manner as*~~[appointing authority who made]~~ the original appointment, *and for the balance of the vacated member's term.*

(2) On an alternating basis, each co-chair shall have the first option to set the monthly meeting date. A monthly meeting may be rescheduled by agreement of both co-chairs. The co-chairs shall have joint responsibilities for subcommittee meeting agendas and presiding at subcommittee meetings. The members of the subcommittee shall be compensated for attending meetings, as provided in KRS 7.090(3).

(3) Any professional, clerical, or other employees required by the subcommittee shall be provided in accordance with the provisions of KRS 7.090(4) and (5).

(4) A majority of the entire membership of the Administrative Regulation Review Subcommittee shall constitute a quorum, and all actions of the subcommittee shall be by vote of a majority of its entire membership.

➔ Section 7. KRS 15A.063 is amended to read as follows:

(1) The Juvenile Justice Oversight Council is created for the purpose of providing

1 independent review of the state juvenile justice system and providing
2 recommendations to the General Assembly. The council shall actively review the
3 implementation of all juvenile justice reforms enacted by the General Assembly,
4 collect and review performance measurement data, and continue to review the
5 juvenile justice system for changes that improve public safety, hold youth
6 accountable, provide better outcomes for children and families, and control juvenile
7 justice costs.

8 (2) (a) The membership of the council shall include the following:

- 9 1. The secretary of the Justice and Public Safety Cabinet, ex officio;
- 10 2. The commissioner of the Department for Behavioral Health,
11 Developmental and Intellectual Disabilities, ex officio;
- 12 3. The commissioner of the Department for Community Based Services, ex
13 officio;
- 14 4. The commissioner of the Department of Juvenile Justice, ex officio;
- 15 5. The commissioner of the Department of Education, ex officio;
- 16 6. The director of the Administrative Office of the Courts, ex officio;
- 17 7. The Public Advocate, ex officio;
- 18 8. The Senate chair of the Committee on Judiciary, nonvoting ex officio;
- 19 9. The House chair of the Committee on Judiciary, nonvoting ex officio;
- 20 10. One (1) member of the Senate appointed by the President of the Senate,
21 and one (1) member of the minority party in the Senate appointed by the
22 Minority Floor Leader in the Senate, who shall serve as ex officio,
23 nonvoting members for the duration of the terms for which they were
24 elected;
- 25 11. One (1) member of the House of Representatives appointed by the
26 Speaker of the House of Representatives, and one (1) member of the
27 minority party in the House of Representatives appointed by the

1 Minority Floor Leader in the House of Representatives, who shall serve
2 as ex officio, nonvoting members for the duration of the terms for which
3 they were elected; and

4 12. Five (5) at-large members appointed by the Governor, as follows:

- 5 a. One (1) member representing public schools or an education group
6 or organization;
- 7 b. One (1) District Judge nominated by the Chief Justice of the
8 Kentucky Supreme Court;
- 9 c. One (1) member representing law enforcement;
- 10 d. One (1) member of the County Attorneys' Association nominated
11 by the Attorney General; and
- 12 e. One (1) member representing community-based organizations,
13 whether for-profit or nonprofit, with experience in programs for
14 juveniles, including substance abuse prevention and treatment,
15 case management, mental health, or counseling.

16 (b) 1. The chairs of the House and Senate Judiciary Committees shall serve as
17 co-chairs.

18 2. The legislative members appointed pursuant to subsection (2)(a)10.
19 and 11. of this section shall be appointed in January of each odd-
20 numbered year for a two (2) year term.

21 (c) At-large members shall be appointed by August 1, 2022, shall serve a term of
22 two (2) years, and may be reappointed.

23 (d) Each ex officio member, except for legislative members, may designate a
24 proxy by written notice to the council prior to call of order of each meeting,
25 and the proxy shall be entitled to participate as a full voting member.

26 (e) Except as otherwise provided by law, members shall not be compensated for
27 being members of the council but shall be reimbursed for ordinary travel

1 expenses, including meals and lodging, incurred while performing council
2 business.

3 (f) The council shall meet at least quarterly. A quorum, consisting of a majority
4 of the membership of the council, shall be required for the transaction of
5 business. Meetings shall be held at the call of the chair, or upon the written
6 request of two (2) members to the chair.

7 **(g) Any vacancy that may occur in the membership of the council shall be filled**
8 **within thirty (30) days of occurrence, in the same manner as the original**
9 **appointment, and for the balance of the vacated member's term.**

10 (3) The council shall:

11 (a) Review the implementation of the reforms enacted by the General Assembly;

12 (b) Review performance measures and recommend modifications;

13 (c) Review all policies to confirm implementation as established by legislation
14 enacted by the General Assembly and administrative regulations promulgated
15 thereunder;

16 (d) Review the fiscal incentive program established pursuant to KRS 15A.062;

17 (e) Collect and review performance data and recommend any additional
18 performance measures needed to identify outcomes in the juvenile justice
19 system;

20 (f) Review the information received from the Department of Education pursuant
21 to KRS 156.095, and determine whether any action is necessary, including
22 additional performance measures, funding, or legislation;

23 (g) Continue review of juvenile justice areas determined appropriate by the
24 council, including:

25 1. Status offense reform;

26 2. Necessary training for school resource officers as defined in KRS
27 158.441, in juvenile justice best practices, research, and impacts on

- 1 recidivism and long-term outcomes;
- 2 3. Graduated sanctions protocols in public schools, including their current
- 3 use and their development statewide;
- 4 4. A minimum age of criminal responsibility;
- 5 5. Competency;
- 6 6. Reforms to the family resource and youth service centers in the Cabinet
- 7 for Health and Family Services;
- 8 7. Population levels in Department of Juvenile Justice facilities, and the
- 9 potential for closure of facilities while maintaining staffing ratios
- 10 necessary to comply with applicable accreditation standards; and
- 11 8. Whether juvenile court hearings should be open to the public;
- 12 (h) Review and make recommendations regarding:
- 13 1. The structure and staffing of the Department of Juvenile Justice;
- 14 2. Training of juvenile justice staff;
- 15 3. The adequacy of current programs and facilities operated by the
- 16 Department of Juvenile Justice;
- 17 4. Best practices in juvenile justice programs and facilities; and
- 18 5. Other topics as determined by the council; and
- 19 (i) Report by December 1, 2023, and by December 1 of each year thereafter, to
- 20 the Interim Joint Committee on Judiciary and the Governor and make
- 21 recommendations to the General Assembly for any additional legislative
- 22 changes the council determines appropriate.
- 23 (4) The council shall be attached to the Legislative Research Commission for
- 24 administrative purposes.
- 25 (5) The council shall terminate on July 1, 2030, unless the General Assembly extends
- 26 the term of the council.
- 27 ➔Section 8. KRS 45.790 is amended to read as follows:

- 1 (1) There is created a permanent subcommittee of the Legislative Research
2 Commission to be known as the Capital Projects and Bond Oversight Committee.
3 The subcommittee shall be composed of eight (8) members appointed as follows:
4 three (3) members of the Senate appointed by the President of the Senate; one (1)
5 member of the minority party in the Senate appointed by the Minority Floor Leader
6 in the Senate; three (3) members of the House of Representatives appointed by the
7 Speaker of the House of Representatives; and one (1) member of the minority party
8 in the House of Representatives appointed by the Minority Floor Leader in the
9 House of Representatives. The members of the subcommittee shall be appointed in
10 January of each odd-numbered year and serve for terms of two (2) years.~~[- and]~~
11 The President of the Senate and Speaker of the House of
12 Representatives~~[members appointed from each chamber]~~ shall each appoint~~[elect]~~
13 one (1) member of the subcommittee from their chamber to serve as co-chair. Any
14 vacancy which may occur in the membership of the subcommittee shall be filled
15 within thirty (30) days of the occurrence, in the same manner as~~by the~~
16 ~~appointing authority who made~~ the original appointment, and for the balance of
17 the vacated member's term.
- 18 (2) On an alternating basis, each co-chair shall have the first option to set the monthly
19 meeting date. A monthly meeting may be canceled by agreement of both co-chairs.
20 The co-chairs shall have joint responsibilities for subcommittee meeting agendas
21 and presiding at subcommittee meetings. The members of the subcommittee shall
22 be compensated for attending meetings as provided in KRS 7.090(3).
- 23 (3) Any professional, clerical, or other employees required by the subcommittee shall
24 be provided in accordance with KRS 7.090(4) and (5).
- 25 (4) A majority of the entire membership of the Capital Projects and Bond Oversight
26 Committee shall constitute a quorum, and all actions of the subcommittee shall be
27 by vote of a majority of its entire membership.

1 ➔ Section 9. KRS 45A.705 is amended to read as follows:

- 2 (1) There is hereby created a permanent committee of the Legislative Research
3 Commission to be known as the Government Contract Review Committee. The
4 committee shall be composed of eight (8) members appointed as follows: three (3)
5 members of the Senate appointed by the President of the Senate; one (1) member of
6 the minority party in the Senate appointed by the Minority Floor Leader in the
7 Senate; three (3) members of the House of Representatives appointed by the
8 Speaker of the House of Representatives; and one (1) member of the minority party
9 in the House of Representatives appointed by the Minority Floor Leader in the
10 House of Representatives. Members shall **be appointed in January of each odd-**
11 **numbered year and** serve for terms of two (2) years.~~[-, and]~~ The **President of the**
12 **Senate and the Speaker of the House of Representatives**~~[members appointed from~~
13 ~~each chamber]~~ shall elect one (1) member **of the committee** from their chamber to
14 serve as co-chair. Any vacancy that may occur in the membership of the committee
15 shall be filled **within thirty (30) days of the occurrence, in the same manner as**~~by~~
16 ~~the appointing authority who made]~~ the original appointment, **and for the balance**
17 **of the vacated member's term.**
- 18 (2) On an alternating basis, each co-chair shall have the first option to set the monthly
19 meeting date. A monthly meeting may be canceled by agreement of both co-chairs.
20 The co-chairs shall have joint responsibilities for committee meeting agendas and
21 presiding at committee meetings. A majority of the entire membership of the
22 Government Contract Review Committee shall constitute a quorum, and all actions
23 of the committee shall be by vote of a majority of its entire membership. The
24 members of the committee shall be compensated for attending meetings, as
25 provided in KRS 7.090(3).
- 26 (3) Any professional, clerical, or other employees required by the committee shall be
27 provided in accordance with the provisions of KRS 7.090(4) and (5).

- 1 (4) All proposed personal service contracts, tax incentive agreements, and memoranda
2 of agreement received by the Legislative Research Commission shall be submitted
3 to the committee to:
- 4 (a) Examine the stated need for the service or benefit to the Commonwealth of
5 the motion picture or entertainment production;
- 6 (b) Examine whether the service could or should be performed by state personnel,
7 for personal service contracts and memoranda of agreement;
- 8 (c) Examine the amount and duration of the contract or agreement; and
- 9 (d) Examine the appropriateness of any exchange of resources or responsibilities.
- 10 (5) The committee shall review a personal service contract, tax incentive agreement, or
11 memorandum of agreement submitted to the Legislative Research Commission
12 within forty-five (45) days of the date received.
- 13 (6) If the committee determines that the contract service or agreement, other than:
- 14 (a) A contract necessary in the exercise of the enumerated powers specifically
15 granted to the Governor pursuant to Sections 75, 76, 77, 78, 79, and 80 of the
16 Constitution of Kentucky or any subsequent amendments to the Constitution
17 of Kentucky which specifically designate enumerated powers to the
18 Governor; or
- 19 (b) An emergency contract approved by the secretary of the Finance and
20 Administration Cabinet or his or her designee;
- 21 is not needed or inappropriate, the motion picture or entertainment production is not
22 beneficial or is inappropriate, the service could or should be performed by state
23 personnel, the amount or duration is excessive, or the exchange of resources or
24 responsibilities are inappropriate, the committee shall attach a written notation of its
25 nonbinding recommendations regarding the personal service contract, tax incentive
26 agreement, or memorandum of agreement and shall forward the personal service
27 contract, tax incentive agreement, or memorandum of agreement to the State

1 Treasurer or his or her designee.

2 (7) Upon receipt of the committee's nonbinding recommendations regarding a personal
3 service contract, tax incentive agreement, or memorandum of agreement, the State
4 Treasurer or his or her designee shall determine whether the personal service
5 contract, tax incentive agreement, or memorandum of agreement shall:

6 (a) 1. Be revised by the Treasurer and returned to the secretary of the Finance
7 and Administration Cabinet or his or her designee; and

8 2. The Finance and Administration Cabinet or designee shall either:

9 a. Issue the contract with the Treasurer's revisions; or

10 b. Cancel the contract;

11 (b) Be canceled and, if applicable, payment allowed for services rendered under
12 the contract or amendment; or

13 (c) Remain effective as originally submitted.

14 (8) If the committee determines that the contract executed pursuant to subsection (6)(a)
15 or (b) of this section is not needed or inappropriate, the motion picture or
16 entertainment production is not beneficial or is inappropriate, the service could or
17 should be performed by state personnel, the amount or duration is excessive, or the
18 exchange of resources or responsibilities are inappropriate, the committee shall
19 attach a written notation of its nonbinding recommendations regarding the personal
20 service contract, tax incentive agreement, or memorandum of agreement and shall
21 return the personal service contract, tax incentive agreement, or memorandum of
22 agreement to the secretary of the Finance and Administration Cabinet or his or her
23 designee.

24 (9) Upon receipt of the committee's nonbinding recommendations regarding a personal
25 service contract, tax incentive agreement, or memorandum of agreement executed
26 pursuant to subsection (6)(a) or (b) of this section, the secretary of the Finance and
27 Administration Cabinet or his or her designee shall determine whether the personal

1 service contract, tax incentive agreement, or memorandum of agreement shall:

2 (a) Be revised to comply with the objections of the committee;

3 (b) Be canceled and, if applicable, payment allowed for services rendered under
4 the contract or amendment; or

5 (c) Remain effective as originally submitted.

6 (10) Contracting bodies shall make annual reports to the committee not later than
7 December 1 of each year. The committee shall establish reporting procedures for
8 contracting bodies related to personal service contracts, tax incentive agreements,
9 and memoranda of agreement submitted by the secretary of the Finance and
10 Administration Cabinet or his or her designee.

11 ➔Section 10. KRS 158.647 is amended to read as follows:

12 (1) A permanent subcommittee of the Legislative Research Commission to be known
13 as the Education Assessment and Accountability Review Subcommittee is hereby
14 created. The subcommittee shall be composed of eight (8) members appointed as
15 follows: three (3) members of the Senate appointed by the President of the Senate;
16 one (1) member of the minority party in the Senate appointed by the Minority Floor
17 Leader in the Senate; three (3) members of the House of Representatives appointed
18 by the Speaker of the House of Representatives; and one (1) member of the
19 minority party in the House of Representatives appointed by the Minority Floor
20 Leader in the House of Representatives. Members of the subcommittee shall be
21 appointed in January of each odd-numbered year and shall serve for terms of two
22 (2) years.~~[, and]~~ The President of the Senate and Speaker of the House of
23 Representatives~~[members appointed from each chamber]~~ shall each appoint~~[elect]~~
24 one (1) member of the subcommittee from their chamber to serve as co-chair. The
25 co-chairs shall have joint responsibilities for subcommittee meeting agendas and
26 presiding at subcommittee meetings. A majority of the entire membership of the
27 Education Assessment and Accountability Review Subcommittee shall constitute a

1 quorum, and all actions of the subcommittee shall be by vote of a majority of its
2 entire membership. Any vacancy that may occur in the membership of the
3 subcommittee shall be filled within thirty (30) days of the occurrence, in the same
4 manner as~~by the same appointing authority who made~~ the original appointment,
5 and for the balance of the vacated member's term.

6 (2) The subcommittee shall review administrative regulations and advise the Kentucky
7 Board of Education concerning the implementation of the state system of
8 assessment and accountability, established in KRS 158.6453, 158.6455, and
9 158.782, and for any administrative regulation promulgated under provisions of
10 KRS 158.860.

11 (3) The subcommittee shall advise and monitor the Office of Education Accountability
12 in the performance of its duties according to the provisions of KRS 7.410.

13 (4) On an alternating basis, each co-chair shall have the first option to set the monthly
14 meeting date. A monthly meeting may be canceled by agreement of both co-chairs.
15 The members of the subcommittee shall be compensated for attending meetings as
16 provided in KRS 7.090.

17 (5) Any professional, clerical, or other employees required by the subcommittee shall
18 be provided in accordance with the provisions of KRS 7.090.

19 ➡Section 11. KRS 248.723 is amended to read as follows:

20 (1) There is created a permanent subcommittee of the Legislative Research
21 Commission to be known as the Tobacco Settlement Agreement Fund Oversight
22 Committee. The subcommittee shall be composed of twelve (12) members and shall
23 include four (4) members of the House of Representatives appointed by the
24 Speaker; two (2) members of the minority party in the House of Representatives
25 appointed by the Minority Floor Leader; four (4) members of the Senate appointed
26 by the President; and two (2) members of the minority party in the Senate appointed
27 by the Minority Floor Leader. The members of the subcommittee shall be

- 1 appointed in January of each odd-numbered year and serve for terms of two (2)
2 years. The President of the Senate and Speaker of the House of
3 Representatives~~[appointed members from each chamber]~~ shall each appoint~~[elect]~~
4 one (1) member of the subcommittee from their chamber to serve as co-chair. Any
5 vacancy that may occur in the membership of the subcommittee shall be filled
6 within thirty (30) days of the occurrence, in the same manner as~~[pursuant to this~~
7 ~~subsection by the same appointing authority who made]~~ the original appointment,
8 and for the balance of the vacated member's term.
- 9 (2) The co-chairs shall have joint responsibilities for committee meeting agendas and
10 presiding at committee meetings. The members of the subcommittee shall be
11 compensated for attending meetings as provided in KRS 7.090(3) and 7.110(5).
- 12 (3) A majority of the entire membership of the Tobacco Settlement Agreement Fund
13 Oversight Committee shall constitute a quorum, and all actions of the subcommittee
14 shall be by vote of a majority of its entire membership.
- 15 (4) Any professional, clerical, or other employees required by the subcommittee shall
16 be provided in accordance with KRS 7.090(4) and (5).
- 17 (5) (a) Subsections (6) to (10) of this section shall apply only to the expenditures
18 from and projects under the agricultural development fund;
19 (b) Subsection (11) shall apply to all expenditures under the tobacco settlement
20 agreement fund created in KRS 248.654; and
21 (c) Subsection (12) shall apply to expenditures from the early childhood
22 development fund and the Kentucky health care improvement fund created in
23 KRS 200.151 and 194A.055.
- 24 (6) The subcommittee shall review each project being submitted to the Agricultural
25 Development Board. In reviewing the projects, the subcommittee shall determine
26 whether the criteria or requirements required by KRS 248.701 to 248.727 have been
27 met and whether any other relevant requirements have been met.

- 1 (7) (a) If the subcommittee determines that any of the criteria or requirements
2 required by KRS 248.701 to 248.727, except as provided in subsection (5) of
3 this section, have not been met, the subcommittee may, by majority vote,
4 recommend to the board in writing that a project not be approved.
- 5 (b) If the subcommittee determines that all relevant criteria were met for
6 proposals not approved by the board, the subcommittee may, by majority
7 vote, recommend to the board in writing that the project be approved.
- 8 (c) The reasons for recommending that a project be approved or not approved
9 shall be stated in correspondence from the subcommittee, which shall be
10 issued within thirty (30) days of action of the subcommittee.
- 11 (8) If the board proceeds with approval of a project under the agricultural development
12 fund that the subcommittee has recommended in writing not be approved, or refuses
13 to approve a project that the subcommittee has recommended in writing be
14 approved, the board shall provide a written explanation to the subcommittee as to
15 why the board took that action on the project. The written explanation shall be sent
16 within thirty (30) days of receiving the subcommittee's notification.
- 17 (9) The subcommittee shall also hear cases that arise under KRS 248.721(9) and
18 248.711(4). In these cases the subcommittee shall provide a forum for discussion
19 and possible resolution of differences between the board and the affected party. If
20 the differences are not resolved, the subcommittee may, by majority vote,
21 recommend to the board in writing a course of action.
- 22 (10) The subcommittee shall maintain records of its findings and determinations. The
23 records shall be transmitted to the appropriate interim joint committees of the
24 Legislative Research Commission within thirty (30) days of making any
25 determination.
- 26 (11) The subcommittee shall issue an annual written report to the Legislative Research
27 Commission regarding the findings of the subcommittee.

1 (12) All expenditures under the early childhood development fund and the Kentucky
2 health care improvement fund created in KRS 200.151 and 194A.055 shall be
3 reported to the subcommittee. The expenditures shall be submitted in an electronic
4 format in a manner approved by the Legislative Research Commission in order for
5 the Commission to have a repository of information in Master Settlement
6 Agreement funding expenditures.

7 ➔Section 12. This Act takes effect January 1, 2027.