

1 AN ACT proposing to amend Sections 99, 124, and 144 of the Constitution of  
2 Kentucky relating to a Judge of the County Court.

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

4 ➔Section 1. It is proposed that Section 99 of the Constitution of Kentucky be  
5 amended to read as follows:

6 **(1)** At the regular election in nineteen hundred and ninety-eight and every four years  
7 thereafter, **except as provided in subsection (2) of this section,** there shall be  
8 elected in each county a Judge of the County Court, a County Court Clerk, a County  
9 Attorney, Sheriff, Jailer, Coroner, Surveyor and Assessor, and in each Justice's  
10 District one Justice of the Peace and one Constable, who shall enter upon the  
11 discharge of the duties of their offices on the first Monday in January after their  
12 election, and who shall hold their offices four years until the election and  
13 qualification of their successors.

14 **(2) Counties operating as urban-county governments shall not elect a Judge of the**  
15 **County Court.**

16 ➔Section 2. It is proposed that Section 124 of the Constitution of Kentucky be  
17 amended to read as follows:

18 Any remaining sections of the Constitution of Kentucky as it existed prior to the  
19 effective date of this amendment which are in conflict with the provisions of amended  
20 Sections 110 through 125 are repealed to the extent of the conflict, but such amended  
21 sections are not intended to repeal those parts of Sections 140 and 142 conferring  
22 nonjudicial powers and duties upon county judges and justices of the peace. Nothing in  
23 such amended sections shall be construed to limit the powers otherwise granted by this  
24 Constitution to the county judge as the chief executive, administrative and fiscal officer  
25 of the county **unless a county is operating as an urban-county government,** or to limit  
26 the powers otherwise granted by the Constitution to the justices of the peace or county  
27 commissioners as executive, administrative and fiscal officers of a county, or of the fiscal

1 court as a governing body of a county.

2 →Section 3. It is proposed that Section 144 of the Constitution of Kentucky be  
3 amended to read as follows:

4 **(1)** Counties shall have a Fiscal Court, which, **except as provided in subsection (2) of**  
5 **this section.** may consist of the Judge of the County Court and the Justices of the  
6 Peace, in which Court the Judge of the County Court shall preside, if present; or a  
7 county may have three Commissioners, to be elected from the county at large, who,  
8 together with the Judge of the County Court, shall constitute the Fiscal Court. A  
9 majority of the members of said Court shall constitute a Court for the transaction of  
10 business. But where, for county governmental purposes, a city is by law separated  
11 from the remainder of the county, such Commissioners may be elected from the part  
12 of the county outside of such city.

13 **(2) Counties operating as urban-county governments shall not elect a Judge of the**  
14 **County Court.**

15 →Section 4. This amendment shall be submitted to the voters of the  
16 Commonwealth for their ratification or rejection at the time and in the manner provided  
17 for under Sections 256 and 257 of the Constitution and under KRS 118.415.