

1 AN ACT relating to the Kentucky Military History Museum.

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

3 ➔Section 1. KRS 171.345 is amended to read as follows:

- 4 (1) There is established the Kentucky Military History Museum which shall be housed
5 in the State Arsenal, and shall serve as repository of objects relating to the
6 Commonwealth's military history.
- 7 (2) The Kentucky Historical Society and its staff shall maintain the museum, receive,
8 store and catalogue all military historical items, and exercise fiduciary responsibility
9 in the preservation and maintenance of the State Arsenal and all objects placed or
10 loaned for display therein.
- 11 (3) The Department for Military Affairs and the adjutant general shall provide the State
12 Arsenal as the museum facility, shall maintain and operate the building and
13 grounds, and shall cooperate in contributing items of military history for display
14 within the museum.
- 15 (4) ~~{There is hereby created the Kentucky Military History Museum Committee which~~
16 ~~shall establish policies and procedures for operation of the Military History~~
17 ~~Museum.~~
- 18 (5) ~~(a) The committee shall be composed of the following:~~
- 19 1. ~~The adjutant general, as an ex officio voting member;~~
- 20 2. ~~The commissioner of the Department of Veterans' Affairs, as an ex~~
21 ~~officio voting member;~~
- 22 3. ~~The executive director of the Commission on Military Affairs, as an ex~~
23 ~~officio voting member;~~
- 24 4. ~~The executive director of the Historical Society, as an ex officio voting~~
25 ~~member; and~~
- 26 5. ~~Twelve (12) members appointed by the Governor under paragraph (b) of~~
27 ~~this subsection.~~

- 1 ~~(b) 1. Members of the Kentucky Military History Museum Committee shall be~~
2 ~~appointed under this paragraph. By December 15, 2005, the adjutant~~
3 ~~general and the executive director of the Historical Society shall each~~
4 ~~submit six (6) lists of three (3) nominees each. By December 31, 2005,~~
5 ~~the Governor shall appoint the twelve (12) new members by selecting~~
6 ~~one (1) member from each list as provided for in subparagraph 2. of this~~
7 ~~paragraph. Every list shall include at least one (1) nominee with military~~
8 ~~service, and the ex officio members and the Governor shall give due~~
9 ~~consideration to fair representation on the committee from all branches~~
10 ~~of the military.~~
- 11 ~~2. The Governor shall appoint the first member from a list submitted by the~~
12 ~~adjutant general, the second from a list submitted by the executive~~
13 ~~director of the Historical Society, and the third from a list submitted by~~
14 ~~the adjutant general. In this manner, the Governor shall alternate until~~
15 ~~the twelve (12) new members are appointed. The terms of the twelve~~
16 ~~(12) new members shall begin January 1, 2006.~~
- 17 ~~3. The terms of the twelve (12) new members shall be staggered by one (1)~~
18 ~~year upon each successive appointment, the first member appointed to~~
19 ~~serve a term of one (1) year with each successive member to serve one~~
20 ~~(1) more year than the prior appointed member's term. This cycle shall~~
21 ~~begin again for every fifth member appointed to a vacancy so that no~~
22 ~~member shall be appointed to a term that exceeds four (4) years in~~
23 ~~length.~~
- 24 ~~4. a. Except as provided in subdivision b. of this subparagraph, after the~~
25 ~~initial round of twelve (12) appointments, the terms for all~~
26 ~~members shall be four (4) years, and the method of appointment~~
27 ~~shall continue the practice of the Governor alternating between~~

1 lists of three (3) nominees submitted by the adjutant general and
2 the executive director of the Historical Society. A list of nominees
3 shall be submitted by December 15, and the Governor shall make
4 the appointment by December 31. The member's term shall begin
5 January 1.

6 b.—If any person fails to complete his or her term, whether an initial
7 term beginning January 1, 2006, or later, his or her successor shall
8 be appointed to complete the unexpired term. The Governor shall
9 appoint the successor from a list of three (3) nominees submitted
10 by the same official, the adjutant general or the executive director
11 of the Historical Society, who submitted the list of three (3)
12 nominees from which the predecessor was appointed. The list shall
13 be submitted to the Governor within fifteen (15) days after the
14 vacancy occurs, and the Governor shall make his or her
15 appointment from the list within fifteen (15) days after the
16 submission.

17 5.—No committee member shall serve more than two (2) consecutive terms.
18 A person appointed to finish an unexpired term exceeding two (2) years
19 shall be deemed to have served a full term. A former member may be
20 reappointed following an absence of one (1) term.

21 (e)—A committee member shall be removed for cause only when nine (9) members
22 of the committee vote for removal. Failure to attend at least half of the
23 committee meetings in a calendar year shall be sufficient cause.

24 (d)—1.—In February of every even-numbered year, the committee shall elect a
25 chair, vice chair, and secretary, each to serve two (2) year terms. In the
26 absence of the chair or in the event of a vacancy in that position, the vice
27 chair shall serve as chair.

1 2.—~~If a chair, vice chair, or secretary fails to complete his or her two (2) year~~
2 ~~term, the committee, within thirty (30) days of the vacancy, shall appoint~~
3 ~~a successor to complete the term.~~

4 3.—~~A quorum shall consist of eight (8) or more of the fourteen (14)~~
5 ~~members. Except as provided in paragraph (c) of this subsection, an~~
6 ~~affirmative vote of a majority of a quorum shall be necessary for~~
7 ~~committee action.~~

8 ~~(6)~~ The Military History Museum ~~[and committee]~~ shall be attached to the Kentucky
9 Historical Society for administrative and other purposes.

10 ➔Section 2. KRS 171.782 is amended to read as follows:

11 (1) The Kentucky Military Heritage Commission is hereby established as an
12 independent agency of the Commonwealth of Kentucky which is attached to the
13 Kentucky Heritage Council for administrative and support purposes. The Heritage
14 Council may request and receive additional administrative aid and support from the
15 Kentucky Historical Society, the Department of Military Affairs, the Commission
16 on Military Affairs, and the Department of Veterans' Affairs.

17 (2) The Kentucky Military Heritage Commission shall consist of the adjutant general,
18 the executive director of the Kentucky Historical Society, the state historic
19 preservation officer, the executive director of the commission on Military Affairs,
20 and the commissioner of the Department of Veterans' Affairs or their designees,
21 whose names shall be provided in writing.

22 (3) The commission shall receive requests for designation of a geographic site as a
23 military heritage site and for designation of an object as a military heritage object in
24 accordance with KRS 171.780 to 171.788 and the administrative regulations
25 promulgated thereunder.

26 (4) The commission shall promulgate administrative regulations necessary to carry out
27 KRS 171.780 to 171.788 and to protect military heritage sites and military heritage

1 objects.

2 (5) The commission may seek funding from any source, public or private, and may
3 expend funds for the operation of the commission and for the protection of military
4 heritage sites and military heritage objects.

5 (6) The commission may employ such persons as it deems necessary, consistent with
6 available funding, to carry out the duties of the commission.

7 **(7) The commission shall promulgate administrative regulations necessary for the**
8 **operation of the Military History Museum.**

9 ➔Section 3. The General Assembly hereby confirms Executive Order 2018-718,
10 dated August 29, 2018, relating to the reorganization of the Kentucky Military History
11 Museum, to the extent that it is not otherwise confirmed or superseded by this Act.