



GENERAL ASSEMBLY COMMONWEALTH OF KENTUCKY

2009 REGULAR SESSION

SENATE BILL NO. 20

MONDAY, FEBRUARY 23, 2009

The following bill was reported to the House from the Senate and ordered to be printed.

RECEIVED AND FILED
DATE March 20, 2009
5:34 pm

TREY GRAYSON
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY R. Adler

AN ACT relating to the Kentucky Infrastructure Authority.

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

- 1 ➔Section 1. KRS 224A.030 is amended to read as follows:
- 2 (1) There is hereby created the Kentucky Infrastructure Authority, which authority shall
- 3 be a body corporate and politic, constituting a public corporation and a
- 4 governmental agency and instrumentality of the state. All powers, duties, and
- 5 obligations of the Kentucky Pollution Abatement and Water Resources Finance
- 6 Authority shall be transferred March 31, 1988, to the Kentucky Infrastructure
- 7 Authority. The affairs of the authority shall be managed and carried out by a board
- 8 consisting of eleven (11)~~nine (9)~~ members. The secretaries of the Economic
- 9 Development, Finance and Administration, and Environmental and Public
- 10 Protection Cabinets; the executive director of the Public Service Commission; and
- 11 the commissioner of the Governor's Office for Local Development shall serve as ex
- 12 officio members of the authority. The secretaries, the executive director, and the
- 13 commissioner may designate alternates.~~[On or before August 1, 2000,]~~ The
- 14 Governor shall additionally appoint six (6)~~five (5)~~ at-large members. One (1)
- 15 member shall be selected from a list of three (3) nominees submitted by the
- 16 Kentucky Association of Counties, one (1) member selected from a list of three (3)
- 17 nominees submitted by the Kentucky League of Cities, one (1) member selected
- 18 from a list of three (3) nominees submitted by the Kentucky Rural Water
- 19 Association, one (1) member representing for-profit private water companies,~~[and]~~
- 20 one (1) member selected from a list of three (3) nominees submitted by the
- 21 Kentucky section of the American Water Works Association, and one (1) member
- 22 selected from a list of three (3) nominees submitted by the Kentucky Municipal
- 23 Utilities Association.~~[The at large members shall serve as follows: two (2) shall~~
- 24 ~~serve a term ending June 30, 2004; two (2) shall serve a term ending June 30, 2003;~~
- 25 ~~and one (1) shall serve a term ending June 30, 2002.]~~ As the terms of the at-large

1 members expire, the Governor shall appoint successors for terms of four (4) years
2 and until their successors are appointed. The members shall constitute the Kentucky
3 Infrastructure Authority, with power in that name to contract and be contracted
4 with, sue and be sued, have and use a corporate seal, and exercise, in addition to the
5 powers and functions specifically stated in this chapter, all of the usual powers of
6 private corporations to the extent that the powers~~[same]~~ are not inconsistent with
7 specifically enumerated powers of the authority. In the carrying out of its purposes
8 and the exercise by it of the powers conferred by this chapter, the authority is
9 deemed and declared to be performing essential governmental functions and public
10 purposes of the state.

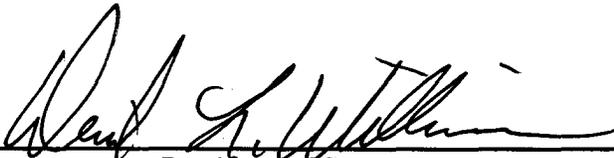
11 (2) The members of the authority shall receive no compensation for their services in
12 their official~~[said]~~ capacity but shall be entitled to reimbursement for all reasonable
13 expenses necessarily incurred in connection with performance of their duties and
14 functions as authority~~[such]~~ members.

15 (3) Six (6)~~[Five (5)]~~ members of the authority shall constitute a quorum for the
16 transaction of business, and in the absence of a quorum, one (1) or more members
17 may adjourn from time to time until a quorum is convened. The members of the
18 authority shall choose from their ranks a chair and a vice chair. The authority shall
19 elect a secretary and a treasurer who shall not be members of the authority, each of
20 whom shall serve at the pleasure of the authority and shall receive compensation as
21 may be determined by the authority.

22 (4) (a) The authority shall, for administrative purposes, be attached to the Governor's
23 Office for Local Development, which shall provide any office space required
24 by the authority.

25 (b) The secretary of the authority shall at all times maintain therein complete
26 records of all of the authority's actions and proceedings which shall constitute
27 public records open to inspection at all reasonable times.

1 ➔Section 2. On or before August 1, 2009, the Governor shall appoint the member
2 representing the Kentucky Municipal Utilities Association to the Kentucky Infrastructure
3 Authority in accordance with subsection (1) of Section 1 of this Act, who shall serve a
4 term ending June 30, 2012. Following the initial appointment, appointments of this
5 member shall be for a term of four (4) years or until a successor is appointed and
6 qualified in accordance with subsection (1) of Section 1 of this Act.



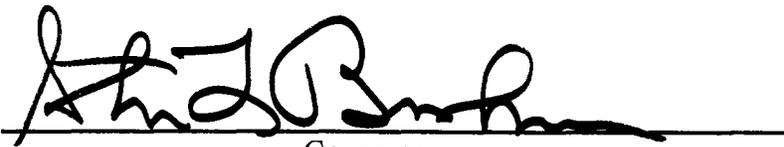
President of Senate



Speaker-House of Representatives

Attest: 

Chief Clerk of Senate

Approved 

Governor

Date 3-20-09