

1 AN ACT relating to state government.

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

3 ➔Section 1. KRS 12.040 is amended to read as follows:

- 4 (1) The heads of departments shall have direction and control of their respective  
5 departments, and through their departments shall exercise the powers and perform  
6 the duties vested in the departments under their direction and control. Except as  
7 otherwise expressly provided by law, the heads of departments shall be appointed  
8 by the Governor for terms not exceeding four (4) years on the basis of their merit  
9 and fitness to perform the duties of their respective offices.
- 10 (2) Each department head shall maintain a pattern of organization capable of receiving  
11 the attachment of administrative bodies that have functions related to the general  
12 function of his department.
- 13 (3) Within the resources of his department, each department head shall provide  
14 administrative bodies in his *or her* department with such facilities and services as  
15 will enable those bodies to carry out the functions with which they are charged.
- 16 (4) The heads of all departments shall exercise supervision over the personnel and  
17 financial records of their respective departments.
- 18 (5) In case of a vacancy or in the absence or disability of the head of a department, the  
19 Governor may authorize the head of a division or other administrative officer to act  
20 as head of the department.
- 21 (6) When required by statute to appoint the head of an office, the Governor shall  
22 appoint an executive director for a term not exceeding four (4) years on the basis of  
23 merit and fitness to perform the duties of the office.