

6.764 Offices incompatible with being a legislator -- Exception -- Penalties.

- (1) A legislator shall not accept any appointment as an officer or employee of the Commonwealth or any state agency except as provided in subsection (3) of this section and in Section 165 of the Constitution unless he shall have first resigned his membership in the General Assembly, and it shall be unlawful for the State Treasurer to pay any salary by reason of the appointment until the resignation has been received by the presiding officer of the house of which he is a member. Violation of this subsection is ethical misconduct.
- (2) A legislator shall not accept any appointment or serve as a member of the governing body of any entity created pursuant to the statutes listed in KRS 65.060 which has the statutory authority to levy taxes or to set rates unless he shall have first resigned his membership in the General Assembly. Violation of this provision is ethical misconduct.
- (3) Notwithstanding the provisions of subsection (1) of this section, a legislator may serve on the faculty or staff of any of the state universities or community colleges or as an employee of a local public school board without resigning his membership in the General Assembly.

Effective: September 16, 1993

History: Amended 1993 (1st Extra. Sess.) Ky. Acts ch. 4, sec. 16, effective September 16, 1993. -- Amended 1979 (1st Extra. Sess.) Ky. Acts ch. 1, sec. 2, effective February 10, 1979. -- Amended 1978 Ky. Acts ch. 16, sec. 1, effective February 24, 1978. -- Created 1976 Ky. Acts ch. 262, sec. 11.

Formerly codified as KRS 6.800.