



TO: Linda Gorton, Mayor  
Members, Urban County Council

FROM: Carlos Ross, Managing Attorney  
Department of Law

DATE: November 17, 2022

RE: Amendments to Sections 22-52.1 and 22-55.1 of the Code of Ordinances related to Constables

Request:

Amend Sections 25.52.1 and 25.55.1 of the Code of Ordinances related to Constables to address changes in state law that become effective January 1, 2023. The amendments: 1) increase and establish the amount of the bond for Constables and Deputy Constables at \$25,000.00 and \$10,000.00, respectively; 2) require authorization from the Mayor for the appointment of Deputy Constables and allow the Mayor to rescind the appointment of Deputy Constables at any time; 3) require Constables to timely file monthly activity reports; and 4) prohibit Constables and Deputy Constables from equipping vehicles with certain emergency equipment and establishing a penalty for violation. This ordinance, if passed, would take effect January 1, 2023.

Why are you requesting?

In the 2022 Legislative Session, the Kentucky Legislature passed HB 239, effective January 1, 2023, which largely removes peace officer powers from untrained Constables not grandfathered in and allows Lexington to implement these changes.

What is the cost in this budget year and future budget years?

There is no cost associated with this Ordinance. Any increase in the cost to LFUCG for the increased bond requirements will be addressed in future resolutions accepting the bonds.

Are the funds budgeted?

N/A

File Number: \_\_\_\_-22.

Director/Commissioner: Susan B. Speckert, Commissioner of Law

