



Commonwealth of Kentucky
Office of the Attorney General

Daniel Cameron
Attorney General

Capitol Building, Suite 118
700 Capital Avenue
Frankfort, Kentucky 40601
(502) 696-5300
Fax: (502) 564-2894

April 20, 2022

OAG 22-04

Subject: The effective date of legislation passed during the 2022 Regular Session of the Kentucky General Assembly.

Requested by: Jay D. Hartz, Executive Director
Legislative Research Commission

Written by: James M. Herrick, Assistant Attorney General

Syllabus: Under Section 55 of the Kentucky Constitution, the effective date of legislation passed by the 2022 Regular Session of the Kentucky General Assembly, except for general appropriation measures and those containing emergency or delayed effective date provisions, is Thursday, **July 14, 2022**, since 90 full days will then have passed after final adjournment on April 14, 2022.

Opinion of the Attorney General

On April 14, 2022, the 2022 Regular Session of the General Assembly adjourned *sine die*. Thus, the effective date of legislation, other than general appropriation bills and acts containing emergency or delayed effective date provisions, passed during this session is Thursday, July 14, 2022.

Section 55 of the Constitution of Kentucky provides:

No act, except general appropriation bills, shall become a law until ninety days after the adjournment of the session at which it was passed, except in cases of emergency, when, by the concurrence of a majority of the members elected to each House of the General Assembly, by a yea and nay vote entered upon their journals, an act may become a law when approved by the Governor, but the reasons for the emergency that justifies this action must be set out at length in the journal of each House.

As used in Section 55, “until ninety days after the adjournment” means that the day of adjournment is excluded when calculating the 90-day period. It follows that the 90th day is included in the period so that 90 full days expire after final adjournment and before certain legislation passed during the session becomes effective. *See* OAG 19-005.

Under Section 55 of the Kentucky Constitution, the General Assembly having adjourned on April 14, 2022, *sine die*, it is the opinion of this Office that the first day of the 90-day period after the session is Friday, April 15, 2022, and the 90th day of that period is Wednesday, July 13, 2022. When that 90th day has expired, ninety full days will have passed after the adjournment *sine die* of the 2022 Regular Session of the Kentucky General Assembly. Thus, legislation (except for general appropriation measures and those containing emergency or delayed effective date provisions) passed during the 2022 Regular Session of the Kentucky General Assembly will be effective on Thursday, July 14, 2022.

Daniel Cameron
ATTORNEY GENERAL

James M. Herrick
Assistant Attorney General