

### **38.240 Legal representation of members of National Guard.**

If any member of the National Guard, when on duty or assembled therefor under lawful authority, does any act in the discharge of his duty that causes him to be proceeded against by civil court action, the Attorney General shall represent him in the civil proceedings. If, under the same conditions, a member of the National Guard is proceeded against in a criminal action, the adjutant general may, with the approval of the Governor, appoint legal counsel to represent him in the criminal proceedings. The compensation paid the legal counsel shall be fixed by the adjutant general, with the written approval of the Governor.

**History:** Amended 1966 Ky. Acts ch. 88, sec. 3. -- Amended 1962 Ky. Acts ch. 47, sec. 11. -- Amended 1954 Ky. Acts ch. 98, sec. 15. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. sec. 2711a-190.