

**Local Mandate Fiscal Impact Estimate
Kentucky Legislative Research Commission
2015 Regular Session**

Part I: Measure Information

Bill Request #: 115 R2

Bill #: HB 309

Bill Subject/Title: AN ACT relating to the recycling of motor vehicles

Sponsor: Rep. Denny Butler

Unit of Government: City County Urban-County
 Charter County Consolidated Local Unified Local
Government

Office(s) Impacted: law enforcement; local jails

Requirement: Mandatory Optional

Effect on

Powers & Duties: Modifies Existing Adds New Eliminates Existing

Part II: Purpose and Mechanics

HB 309 creates a new section of KRS Chapter 186A to permit a secondary metals recycler or an automotive recycling dealer to purchase a motor vehicle without a certificate of title, if the motor vehicle is ten years or older; amends KRS 186A.990 to establish penalties for giving false, fraudulent, or erroneous information in connection with the signed seller statement associated with the purchase of such a motor vehicle.

Part III: Fiscal Explanation, Bill Provisions, and Estimated Cost

The fiscal impact of HB 309 on local government is expected to be minimal.

Section 2 expands the Class D felony of forgery in the second degree to include any person who knowingly gives false, fraudulent, or erroneous information in connection with the signed statement from the seller of a motor vehicle described in BR115 or falsely certifies the truthfulness and accuracy of information supplied in connection with the statement, or knowingly sells a vehicle subject to an unsatisfied lien.

When a court denies bail to a Class D felony defendant, the local government is responsible for incarcerating the defendant until disposition of the case in one of

Kentucky's 78 full service jails or five life safety jails. While the expense of housing inmates varies by jail, each additional inmate increases facility costs by an estimated average of \$31.34 per day including medical costs. Upon sentencing, a Class D felon is housed in one of Kentucky's full service jails for the duration of his or her sentence. The Department of Corrections pays a jail \$31.34 per day to house a D felon. Since the per diem pays for the estimated average cost of housing a Class D felon, the per diem may be less than, equal to, or greater than the actual housing cost.

Data Source(s): LRC Staff

Preparer: Christopher T. Hall **Reviewer:** MCY **Date:** 2/4/15