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

Part I: Measure Information

Bill Request #: 39

Bill #: HB 39

Bill Subject/Title: An Act relating to prosecutions for driving under the influence.

Sponsor: Representative Rick Nelson

Unit of Government: ____ City **X** County **X** Urban-County Unified Local Government

____ Charter County ____ Consolidated Local

Office(s) Impacted: County attorney

Requirement: **X** Mandatory ____ Optional

Effect on Powers & Duties: **X** Modifies Existing ____ Adds New ____ Eliminates Existing

Part II: Purpose and Mechanics

HB 39 would require the county attorney to conduct a criminal background check on defendants charged under KRS 189A.010 (driving under the influence) prior to any adjudication, diversion or deferment of the case.

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

The fiscal impact of HB 39 is expected to be minimal. The county attorney currently has the ability to conduct criminal background checks on line. Background checks are done as a matter of routine in many cases. The requirement of HB 39 is not expected to significantly increase the number of background checks conducted.

Data Source(s): Franklin County Attorney, LRC staff

Preparer: Mark L. Roberts **Reviewer:** MCY **Date:** 11/17/14