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

#### **Part I: Measure Information**

Bill Request #: 187
Bill #: SB 35
Bill Subject/Title: AN ACT relating to breast-feeding.
Sponsor: Senator Reginald Thomas
Unit of Government:xCityxCountyxUrban-CountyxCharter CountyxConsolidated LocalxGovernment
Office(s) Impacted: city and county governments
Requirement: <u>x</u> Mandatory Optional
Effect on Powers & Duties: <u>x</u> Modifies Existing <u>x</u> Adds New Eliminates Existing

## Part II: Purpose and Mechanics

Section 1 of SB 35 amends KRS 211.755 relating to workplace standards for an employee who is a nursing mother. Prohibition or restriction against breast-feeding a child or expressing breast milk in any public or private location may be reported to the local health department for investigation.

Section 2 of SB 35 amends KRS 211.990 subjects any person who violates KRS 211.755 to a \$500 fine for a first offense and \$1,000 for each subsequent offense.

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

#### The fiscal impact of SB 35 on local government is expected to be minimal.

It is not known how many local governments have ordinances or personnel policies concerning breast-feeding. SB 35 would require these local governments to amend any local policies or laws and incorporate the language prescribed in SB 35. Costs would include the time and expense of repealing or revising an existing ordinance, advertising the revision in a local newspaper, placing the revision on the business docket for necessary action, and printing a revised list of ordinances. Municipalities periodically

(at least every five years by state law) revise their ordinances to eliminate "redundant, obsolete, inconsistent, and invalid provisions." The cost of this mandate would be less if the repeal or revision were done in conjunction with this periodic updating of ordinances or if part of any fine might be applied to the costs to administer or monitor.

**Data Source(s):** <u>Kentucky League of Cities, Kentucky Health Department Association.</u>

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