Local Mandate Fiscal Impact Estimate Kentucky Legislative Research Commission 2016 Regular Session

Part I: Measure Information

Bill Request #: 1267	<u> </u>							
Bill #: HB 387 HFA	.1							
Bill Subject/Title:	AN ACT relating to eyewitness identification.							
Sponsor: Representa	ative Johnny Bell							
Unit of Government:	X City X County Urban-County Unified Local							
	X Charter County X Consolidated Local X Government							
Office(s) Impacted: Local law enforcement agencies.								
Requirement:	Mandatory X Optional							
Effect on Powers & Duties:	Modifies Existing X Adds New Eliminates Existing							

Part II: Purpose and Mechanics

HB 387 HFA 1 replaces the substance of HB 387 as introduced and creates a new section of KRS Chapter 65 to set up a local law enforcement model policy committee to design, develop, and update model policies regarding eyewitness identification procedures for local law enforcement agencies. This committee will be made up of at least one representative from the following agencies:

- The Department of Criminal Justice Training;
- The Kentucky League of Cities;
- The Kentucky Association of Counties;
- The Kentucky Association of Chiefs of Police; and
- The Kentucky Sheriff's Association.

Subsection 3 of Section 1 strongly urges all local law enforcement agencies to adopt and implement written eyewitness identification policies of their own based on the model policies developed by the above-defined committee. Once these policies are adopted at the local level, a copy should be filed with the Department of Local Government (DLG) within 30 days of adoption with any subsequent revisions filed within 90 days of adoption. These policies are subject to disclosure pursuant to Open Records statutes.

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

The fiscal impact of HB 387 HFA 1 on local governments is expected to be nil to minimal.

Whereas the policies created would be model policies and their implementation would not be required, there would be no cost to local agencies unless they chose to adopt any model policies that they don't currently have in place.

There will be minimal cost for those local agencies opting to formulate new procedures or amend current procedures to reflect the model policies, mostly in the form of man-hours dedicated to formulating the policies. These agencies will also realize administrative cost related to disseminating the new procedures to pertinent personnel and ensuring appropriate copies of original and revised policies are timely filed with the DLG.

Data Sourc	e (s):	LRC Staff,	<u>Kentucky</u>	/ League o	<u>f Cities,</u>	<u>Kentucky</u>	Sheriff's	Associ	ation_	
Preparer:	Wende	ll F. Butler	R	Reviewer:	JWN		D	ate:	3/22/16	