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

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

Bill Request #: 1868
Bill #: HB 523
Bill Subject/Title: AN ACT relating to enforcement of immigration law.
Sponsor: Representative St. Onge
Unit of Government: X City X County Urban-County Unified Local
X Charter County X Consolidated Local X Government
Office(s) Impacted: City and county governments
Requirement: X Mandatory Optional
Effect on  Powers & Duties: Modifies ExistingX Adds New Eliminates Existing

### Part II: Purpose and Mechanics

HB 523 creates a new section of KRS Chapter 65 to require state governments, local governments, special districts, and agencies to support the enforcement of federal immigration and customs laws. Subsection 2 permits the exchange and storage of information relating a person's immigration status, whether lawful or unlawful, to other federal, state, and local government agencies to do the following:

- 1. Determine the individual's eligibility for any government benefits or licenses that may be restricted based on an individual's immigration status,
- 2. To verify any claim of legal domicile, if required to be verified by law or contract, and
- 3. Confirmation of identity, citizenship, and immigration status of any individual detained at a detention facility or who has been arrested or indicted.

Any unit of government that creates or establishes an ordinance, rule, or policy that contradicts enforcement of federal immigration law, will be void. No government agency can direct its employees or agents to contradict or circumvent enforcement of federal immigration and customs laws.

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

## The fiscal impact of HB 523 is indeterminate at this time.

HB 523 requires local government entities to support the enforcement of federal immigration and customs laws. The measure further declares than any ordinance, regulation, rule, or policy in violation of Section 1 is null, void, and unenforceable. Implementation of Section 1 could result in some additional administrative costs. Local government units would be required to review all local ordinances, regulations, rules, or policies to determine if there are any not in compliance with the measure. This could take additional staff time and resources. Additional time and resources could depend on how much, and to what extent local governments are not in compliance with federal immigration and customs laws.

**Data Source(s):** Lexington-Fayette Urban County Government; Louisville Metro

Government; Kentucky League of Cities

**Preparer:** Daniel Carter **Reviewer:** JWN **Date:** 3/1/16