Local Mandate Fiscal Impact Estimate Kentucky Legislative Research Commission 2017 Regular Session

Part I: Measure Information

| Bill Request #: 1559 | |
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| Bill #: HB 417 HC | <u>S</u> |
| Bill Subject/Title: | AN ACT relating to the interference with an authorized individual's right to concealed carry. |
| Sponsor: Representative Robert J. Benvenuti | |
| Unit of Government: | XCharter CountyXConsolidated LocalXUnified LocalXGovernment |
| Office(s) Impacted: | Law Enforcement |
| Requirement: X | _ Mandatory Optional |
| Effect on Powers & Duties: | Modifies Existing X Adds New Eliminates Existing |

Part II: Purpose and Mechanics

HB 417 makes it a violation for any person who prevents or attempts to prevent an authorized individual to carry a concealed firearm from carrying a concealed firearm where an on-duty peace office is permitted to carry firearms.

An authorized individual as defined within this section is an off-duty peace officer authorized by the government employing him or her to carry a concealed firearm. The off-duty officer may carry concealed firearms on or about their persons at all times and at any location where an on-duty peace officer is permitted to carry firearms.

A person or establishment may be issued a citation and if found guilty of this violation, the person shall be fined:

- (a) Five hundred (\$500) for a first offense;
- (b) One thousand dollars (\$1,000) for a second offense; and
- (c) Two thousand five hundred dollars (\$2,500) for a third or any subsequent offense.

HB 417 HCS retains major provisions of the measure as introduced and makes the following changes in the bill:

Removes repetitive language from subsection (2) already provided for in subsection (1). No significant changes to the proposal as introduced.

Provides for the issuing of a citation to an individual or an establishment where the violation occurs.

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

The fiscal impact of HB 417 HCS on local governments is expected to be nil with the few exceptions where negligible cost may result from an individual being cited for this particular violation.

Per KRS 30A.190, all fines in any District or Circuit case shall be collected and accounted for by the Circuit Court Clerk and paid into the State Treasury. No exception is made for the fines provided by HB 417 HCS. Local governments will not receive any revenues resulting from HB 417 HCS.

Data Source(s): <u>LRC Staff</u>

Preparer:Wendell F. ButlerReviewer:KHCDate:3/3/17