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

Part I: Measure Information

Bill Request #: 1513	
Bill #: HB 501	
Bill Subject/Title:	AN ACT relating to sanctuary cities and universities.
Sponsor: Represne	tative Lynn Belcher
Unit of Government:	X City X County X Urban-County
	XCharter CountyXConsolidated LocalXUnified LocalXGovernment
Office(s) Impacted:	Law Enforcment.
Requirement:	Mandatory Optional
Effect on Powers & Duties:	Modifies Existing Adds New Eliminates Existing
Part II: Purpose and Mechanics	
HB 501 establishes sanctuary cities and universities as they pertain to immigration laws.	
Saction 1.	

Gives local law enforcement and the Department of State Police the authority to enforce immigration laws.

Section 2:

"Sanctuary" is any local government having a "sanctuary policy" which is any ordinance which limits or prohibits a local government official or employee from communicating or cooperating with federal agencies or officials to verify or report the immigration status of any alien or grants to illegal aliens the right to lawful presence or status within the local government's boundaries in violation of federal law.

Prohibits a local government from enacting or adopting sanctuary policies. Any local government that adopts sanctuary policies shall be ineligible for moneys administered by any state agency or department.

Upon the complaint of any state resident and prior to the awarding of funds or grants, any member of the General Assembly may request the Justice and Public Safety Cabinet (JPSC)t to hold a public hearing to determine whether a local government has sanctuary policies.

The JPSC shall publish a list of all local governments determined to be sanctuaries.

Any local government official except for law enforcement officers shall be liable for any tort committed by an illegal alien residing in the sanctuary during the course of a felony committed within the Commonwealth.

The local government shall provide each law enforcement officer with written notice of their duty to cooperate with state and federal agencies and official on matters pertaining to enforcement of state and federal laws governing immigration.

<u>Section 3</u>: Establishes a new section of KRS chapter 164A to prohibit an institution of higher education from enrolling, employing, or contracting with any illegal alien. The new section creates guidelines that an institution shall follow and stipulates that any president, provost, or board member shall be liable for any tort committed within the Commonwealth during the course of a felony by any illegal alien enrolled at, employed by, or contracting with the institution.

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

The fiscal impact of HB 504 on local governments is expected to be minimal.

There will be minimal cost involved in disseminating any new policies and training due to the encouraged relationship with federal agencies and officials.

Additionally, there may be cost involved in regards to any hearings held by the Cabinet of Justice and Public Safety and required of local officials and employees to attend.

Data Source(s): LRC Staff

Preparer: Wendell F. Butler **Reviewer:** KHC **Date:** 2/24/14