## Local Government Mandate Statement Kentucky Legislative Research Commission 2019 Regular Session

**Part I: Measure Information** 

Bill Request #: 1838					
Bill #: HB 411 GA					
<b>Document ID #:</b> 5498					
Bill Subject/Title: AN ACT relating to assistance animals.					
Sponsor: Representative Adam Koenig					
Unit of Government: x City x County x Urban-County Unified Local					
x Charter County x Consolidated Local x Government					
Office(s) Impacted: Local law enforcement					
Requirement:x Mandatory Optional					
Effect on Powers & Duties:x _ Modifies Existing Adds New Eliminates Existing					

## Part II: Bill Provisions and the Estimated Fiscal Impact Relating to Local Government

HB 411 GA amends KRS 383.085, relating to reasonable accommodations for assistance animals in housing, to specify with whom a person with a disability can be in a therapeutic relationship, and adds instances that qualify as prohibited acts of misrepresentation of disability and need for an assistance animal (related to housing). The Act provides that a lessor may recover a fee (not to exceed \$1,000) for making a false claim of a disability or the misrepresentation of an assistance animal by a lessee.

The fiscal impact of HB 411 GA is indeterminate and minimal. Effectively, the bill creates a lease violation which will require local law enforcement procedures relating to eviction, citation, and damage fees.

## Part III: Differences to Local Government Mandate Statement from Prior Versions

HB 411 GA passed with House Committee Substitute and no floor amendments. HB 411 GA makes no changes to the fiscal impact of HB 411 HCS and effects no change to the fiscal impact recorded in Part II.

The Committee Substitute made changes to HB 411 relating to the specifications regarding with whom a person with a disability can be in a therapeutic relationship, and added language permitting a lessor to evict and collect a damage fee up to \$1,000 "if a person is found to have knowingly made a false claim of having a disability that requires the use of an assistance animal or of knowingly providing fraudulent supporting documentation in connection with such a claim ..."

Data Source(s)	: Kentucky Sheriffs	Association;	Kentucky Association	of Chiefs	of Police
Preparer: H.	Marks	Reviewer:	КНС	_ Date:	3/4/19