

based on sexual orientation or gender identity is in fact prohibited under Title VII and Title VIII as discrimination based on sex. The Commission does not expect a significant increase or impact on existing caseloads as these complaints are currently being addressed.

Any local government engaged in the identified commercial or related activities (e.g. rental properties) would have to conform and would be required to adopt conforming local ordinances. This bill would also require local governments with civil rights ordinances to amend their local civil rights laws to incorporate the language prescribed in this proposed bill.

Costs would include the time and expense of repealing or revising an existing ordinance, advertising the revision in a local newspaper, placing the revision on the business docket for necessary action, and printing a revised list of ordinances.

According to Kentucky League of Cities, most cities, especially the smaller ones, retain their city attorney on contract and pay on an hourly basis. Time spent drafting ordinances is influenced by its complexity and the amount of research that is necessary. In FY 2018, the median hourly rate was approximately \$106. Rates for legal notices vary greatly depending on the length of the publication, the number of times it needs to be published and the newspaper in which the publication is placed. Therefore, these costs are unknown.

Municipalities revise their ordinances, at least every five years by state law, to eliminate “redundant, obsolete, inconsistent, and invalid provisions.” The cost of this mandate would be less if the repeal or revision were done in conjunction with this periodic updating of ordinances.

The fiscal impact is indeterminable but it is unlikely that this bill would result in any significant impact on local government.

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

Part II, above, pertains to the bill as introduced.

Data Source(s): LRC Staff, Kentucky League of Cities, Kentucky Commission on Human Rights

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