Local Government Mandate Statement Kentucky Legislative Research Commission 2020 Regular Session

Part I: Measure Information

Bill Request #: 961
Bill #: SB 218
Document ID #: <u>5341</u>
Bill Subject/Title: AN ACT relating to sexual abuse.
Sponsor: Wil R. Schroder
Unit of Government: x City x County Multiple of Government: x City x Urban-County
x Charter County x Consolidated Local x Government
Office(s) Impacted: Local jails and law enforcement
Requirement: <u>x</u> Mandatory Optional
Effect on Powers & Duties: <u>x</u> Modifies Existing Adds New Eliminates Existing

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

The fiscal impact of SB 218 is indeterminate and minimal. SB 218 amends KRS 510.120 to provide that a person is guilty of sexual abuse in the second degree when, being a transportation network company driver or a taxicab driver he or she subjects a person who is at least 18 years old and who has hired him or her to provide transportation, to sexual contact. Sexual abuse in the second degree is a Class A Misdemeanor. Thus, SB 218 effectively creates a new Class A Misdemeanor crime. The costs associated with Class A Misdemeanor incarceration are described below.

A person convicted of a Class A misdemeanor may be incarcerated for up to twelve months. Misdemeanants are housed in one of Kentucky's 77 full service jails or three life safety jails. While the expense of housing inmates varies by jail, this estimated impact will be based on \$31.34 per day, which equals the per diem and medical expenses that the Department of Corrections pays jails to house felony offenders. While the majority of misdemeanor defendants are granted bail, those who do not will also cost local jails an average of \$31.34 per day.

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

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

Data Source(s): <u>Kentucky Department of Corrections; Kentucky Association of Jailers</u>

Preparer: H. Marks Reviewer: KHC Date: 2/27/20