## Local Government Mandate Statement Kentucky Legislative Research Commission 2021 Regular Session

### **REVISED 1/29/21**

#### **Part I: Measure Information**

Bill Request #: 304	
Bill #: SB 34	
Document ID #: 655	
Bill Subject/Title: AN ACT relating to road safety.	
Sponsor: Senator Danny Carroll	
Unit of Government: X City X County X Urban-Cour Unified Loc	•
X Charter County X Consolidated Local X Government	
Office(s) Impacted: Local Jails	
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

This bill amends KRS 512.070 to include, as criminal littering, dropping or allowing unsafe amounts of mowed grass to remain on a highway. This could have the effect of creating some small increase in fines (up to \$200) for first offenses and Class A misdemeanor arrests and incarcerations for subsequent offenses if committed within three years of the first conviction. The costs associated with Class A misdemeanor incarcerations are described below.

In FY 2020, there were approximately 260 convictions for criminal littering.

The potential impact of this legislation is not likely to significantly increase the number of offenders and the potential for increased incarceration rates is expected to be low.

The overall fiscal impact to local jails is indeterminate and minimal.

### **Class A misdemeanors:**

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 an average cost to incarcerate of \$37.35 per day. While the majority of misdemeanor defendants are granted bail, those who do not will also cost local jails an average cost to incarcerate of \$37.35 per day.

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

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

<b>Data Source(s):</b>		Administrative (	Office of the Cou	urts, Department of Con	rrections,	LRC Staff
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Preparer:	Mark C	Offerman	<b>Reviewer:</b>	KHC	Date:	1/7/21