## Local Government Mandate Statement Kentucky Legislative Research Commission 2022 Regular Session

## **Part I: Measure Information**

Bill Request #: 217					
Bill #: HB 439					
<b>Document ID #:</b> <u>4129</u>					
Bill Subject/Title: AN ACT relating to training for deputy jailers.					
Sponsor: Representative James Tipton					
Unit of Government:   City   X   County     Urban-County   Unified Local					
Charter County Consolidated Local X Government					
Office(s) Impacted: Fiscal Courts, County Jails					
Requirement: <u>X</u> Mandatory Optional					
Effect on Powers & Duties: Modifies ExistingX_ Adds New Eliminates Existing					

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

The legislation creates new sections of KRS Chapter 441 to be known as Dylan's Law. It requires deputy jailers to have basic training and ongoing continuing education. These requirements include the completion of a basic training course that consists of no less than 80 hours. It may include annual training received under KRS 441.115 or other annual training for deputy jailers or jail personnel by the Justice and Public Safety Cabinet (JPSC). Local jailers may set a minimum amount of training at more than 80 hours if so desired. Each deputy jailer shall prepare and submit a written certification to jailer of their successful completion of the basic training course. This shall include written documentation signed by a representative of the provider of the training acknowledging their attendance and participation. The jailer shall forward these to the fiscal court for record keeping.

Beginning January 1, 2023, deputy jailers shall obtain 40 hours of continuing education each calendar year developed and approved by a newly established administrative body of state government. Documentation of completion shall mirror the process outlined above.

HB 439 establishes and creates the Kentucky Jail Training Council (KJTC) an independent administrative body of state government and sets the membership composition. It will be administratively attached to the council to the Department of Criminal Justice Training; require the council to report annually to the Legislative Research Commission. The council shall establish a universal core curriculum and approve training subjects for basic training and continuing education.

The fiscal impact of this legislation is undeterminable but is expected to be minimal to moderate, based upon size of the jail and the number of jailers to be trained. Costs associated with training and travel are expected to be the majority of the impact. As the KJTC will be newly created and the training curriculum has not been finalized, costs related to training are not able to be determined. Additionally, no determination has been made regarding the location or frequency of trainings offered or whether they must be in person classes or online. Currently, the Kentucky Jailers Association (KJA) only offers in person training, but this occurs through their conferences. They offer 40 hour training that take place over 4 days. The cost to attend is \$150. The KJA relies heavily on conference sponsors to keep costs low. Jails may expect to see higher overtime costs as a result of covering staff attending training. This could have a larger impact on smaller jails. As this bill requires 80 hours of training in the first year, costs to jails will be higher than in subsequent years.

Members of the council board will incur expenses related to board meetings and required travel. The council shall reimburse their reasonable and necessary expenses so there should be minimal costs to local jails.

Requests for additional information has been requested. Upon receipt of this information, the Local Mandate may be updated.

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

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

Data Sourc	e(s):	Kentucky Jailers Association, LRC Staff		
Preparer:	MJO/kl	s <b>Reviewer:</b> CHM	Date:	2/16/22