

**COMMONWEALTH OF KENTUCKY FISCAL NOTE STATEMENT
LEGISLATIVE RESEARCH COMMISSION
2023 REGULAR SESSION**

MEASURE

2023 BR NUMBER 1195

HOUSE BILL NUMBER 257

TITLE AN ACT relating to donations made to the Commonwealth and declaring an emergency.

SPONSOR Representative Jason Petrie

FISCAL SUMMARY

STATE FISCAL IMPACT: ☒ YES ☐ NO ☐ UNCERTAIN

OTHER FISCAL STATEMENT(S) THAT MAY APPLY: ☐ ACTUARIAL ANALYSIS
☐ LOCAL MANDATE ☐ CORRECTIONS IMPACT ☐ HEALTH BENEFIT MANDATE

APPROPRIATION UNIT(S) IMPACTED: Public Protection Cabinet - Office of the Secretary

FUND(S) IMPACTED: ☐ GENERAL ☐ ROAD ☐ FEDERAL ☒ RESTRICTED Kentucky
Contribution Trust Fund

FISCAL ESTIMATES	2022-2023	2023-2024	ANNUAL IMPACT AT FULL IMPLEMENTATION
REVENUES	Indeterminable	Indeterminable	Indeterminable
EXPENDITURES			
NET EFFECT	Indeterminable	Indeterminable	Indeterminable

() indicates a decrease/negative

PURPOSE OF MEASURE: The measure establishes the Kentucky contribution trust fund as a trust and agency account in the State Treasury and administered by the Public Protection Cabinet. The fund consists of moneys either solicited by a State official within his/her official capacity or donated to or held by the Commonwealth that is not required by statute to be deposited in another fund. The moneys are accounted for separately based on the purpose for which they were solicited and maintained in the fund until appropriated by the General Assembly. Any fund amounts not appropriated at the close of a fiscal year are carried forward into the next fiscal year.

The Secretary of the Public Protection Cabinet is required to report on a monthly basis on the moneys deposited into and expenditures from the fund, including information on the solicitor, purpose, type of entity, state and country of origin of the entity, name and address of the recipient, amount, date of issuance, method of delivery, and purpose of the grant. Additionally, the report must include any affiliation between the solicitor and the recipient. The report is submitted to the Senate and House Standing Committees on Appropriations and Revenue or the Interim Joint Committee on Appropriations and Revenue.

The measure contains an emergency declaration and will take effect upon its passage.

FISCAL EXPLANATION: The measure outlines the establishment of a trust fund and sets out the guidelines for how the fund will be administered and funded. The measure will have a fiscal impact due to the Team Kentucky funds being transferred from an off-budget account to an on-budget restricted fund account. Future donations to the trust fund will impact restricted fund appropriation in future years.

DATA SOURCE(S): LRC Staff

PREPARER: Ethan Williams **NOTE NUMBER:** 36 **REVIEW:** JAB **DATE:** 2/20/2023