Local Government Mandate Statement Kentucky Legislative Research Commission 2023 Regular Session

Part I: Measure Information

Bill Request #: 1206
Bill #: HB 263
Document ID #: 3207
Bill Subject/Title: AN ACT relating to specialty courts.
Sponsor: Representative Patrick Flannery
Unit of Government: X City X County Urban-County Unified Local
X Charter County X Consolidated Local X Government
Office(s) Impacted: Probation and work release offices.
Requirement: X 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

HB 263 adds the term "specialty" court to KRS 26A.400 and included within its meaning are drug courts, veterans' treatment courts, and mental health courts. For offenders supervised by adult misdemeanant probation and work release programs of a local government, fees shall be collected as currently provided for by KRS 439.315(13) and shall not be less than \$100 nor more \$500 per year. All amounts paid shall go to the general fund of the local government.

The fiscal impact of HB 263 on local governments is indeterminable.

Only adult misdemeanants are eligible for probation and work release programs. If an individual is recommended for such a program in lieu of jail time, then there will be a cost savings resulting from not having to house the individual in a local jail. Each offender will pay between \$100 and \$500 per year in order to participate in a local probation and parole program.

It is expected that local governments will see similar trends for misdemeanants appearing in local courts as the Department of Corrections estimates for state offenders: a minimal reduction of offenders from probation and parole supervision to the Veterans Treatment Court and a reduction in caseload of approximately 170 offenders to the Mental Health Court.

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

Part II refers to HB 263 as introduced. There are no prior versions.

Data Source(s): <u>LRC</u>

Preparer: WB (JB) Reviewer: KHC Date: 3/10/23