# Local Government Mandate Statement Kentucky Legislative Research Commission 2023 Regular Session

## **Part I: Measure Information**

Bill Request #: 1089						
Bill #: HB 473						
<b>Document ID #:</b> 4286						
Bill Subject/Title:         AN ACT relating to gun safety for children.						
Sponsor: Representatives George Brown Jr.						
Unit of Government:       X       City       X       County         Multiple       Multiple       Multiple       Multiple       Multiple         Unified Local       Multiple       Multiple       Multiple       Multiple						
X Charter County X Consolidated Local X Government						
Office(s) Impacted: Local jails						
Requirement: <u>x</u> Mandatory Optional						
Effect on Powers & Duties: Modifies Existing Adds New Eliminates Existing						

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

HB 473 creates a new crime of unlawfully storing a firearm. The elements of the crime are, 1) recklessly storing or leaving a firearm in a manner that allows a minor unsupervised access to an unsecured firearm, and 2) a minor, without parental or guardian permission, accesses the firearm. The bill makes the unlawful storage of a firearm a Class B misdemeanor; however, physical injury, serious physical injury, or death of another person as a result would constitute a Class A misdemeanor.

#### HB 473 would have a minimal negative fiscal impact on local jails.

A person convicted of a Class B misdemeanor may be incarcerated for up to 90 days. A person convicted of a Class A misdemeanor may be incarcerated for up to twelve months. Misdemeanants are housed in one of Kentucky's 74 full-service jails or three life safety jails. While the expense of housing inmates varies by jail, this estimated impact is based on an average cost to incarcerate of \$40.11 per day. While the majority of misdemeanor

defendants are granted bail, those who are not will also cost local jails an average cost to incarcerate of \$40.11 per day.

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

The analysis presented above in Part II is based on HB 473 as introduced. There are no previous versions for comparison.

# **Data Source(s):** <u>LRC staff; Department of Corrections</u>

<b>Preparer:</b>	CTH (MS)	<b>Reviewer:</b>	KHC	Date:	2/23/23
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