



**The fiscal impact of SB 115 GA on local jails and law enforcement would be minimal.** SB 115 GA would create two new misdemeanors and one new felony. 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 will be based on an average cost 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 of \$40.11 per day. One Class A misdemeanant incarcerated for 90 days to 12 months would cost a local jail \$3,609.60 to \$14,638.94. One Class B misdemeanant incarcerated for up to 90 days would cost the local jail up to \$3,609.60.

When a court denies bail to a Class D felony defendant, the local government is responsible for incarcerating the defendant until disposition of the case in one of Kentucky's 74 full-service jails or three life safety jails. Upon sentencing, a Class D felon is housed in one of Kentucky's full-service jails for the duration of his or her sentence. While the expense of housing inmates varies by jail, each additional inmate increases facility costs by an average of \$40.11, which includes the \$35.34 per diem and medical expenses that the Department of Corrections pays jails to house felony offenders. The per diem may be less than, equal to, or greater than the actual housing cost.

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

Part II applies to the GA version of SB 115. The GA version adopts the Senate Committee Substitute as amended by Senate Floor Amendment 2 and by Title Amendment. The GA version does not change the fiscal impact of the bill on local governments.

**Data Source(s):** Department of Corrections; LRC staff

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