

# CORRECTIONS IMPACT STATEMENT

SESSION: 23RS BILL # SB 157 Introduced BR # 436 DOC ID #: xxxx

BILL SPONSOR(S): Sen. J. Turner AMENDMENT SPONSOR(S): . .

TITLE: AN ACT relating to the regulation of motor vehicles.

**SUMMARY OF LEGISLATION:** Amend KRS 186A.040 to establish insurance notification requirements and conditions for when an individual's motor vehicle registration must be revoked or a license plate surrendered; establish circumstances for when an affidavit may be submitted in lieu of proof of insurance; repeal notifications to the county attorney; require the Transportation Cabinet to prepare forms and provide a vehicle sticker under certain circumstances; prohibit towing by city, county, or local governments under certain circumstances; provide reinstatement fee; create a new section of KRS Chapter 186A to establish administrative requirements for county clerks and the Department for Vehicle Regulation; amend KRS 186A.042 to allow submission of an affidavit; require county clerks to provide a notice when processing motor vehicle registration renewals; amend KRS 186A.990 to provide penalties for failure to surrender motor vehicle license plate; amend KRS 186.180 to conform; delete fee for revocations under KRS 186.290; amend various statutes requiring proof of insurance to allow submission of an affidavit; amend KRS 304.39-080 to establish exceptions to the requirement to maintain continuous motor vehicle insurance; amend KRS 304.39-110 to require insurers to offer, upon request, 12 month policy periods; amend KRS 304.39-117 to modify requirements for evidence of compliance with minimum insurance requirements; amend KRS 304.99-060 to modify penalties; amend KRS 431.078 to create expungement rights for motor vehicle owners and operators that fail to have minimum motor vehicle insurance; make technical corrections throughout; RETROACTIVE, in part.

**AMENDMENT:** .

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This  bill  amendment  committee substitute is expected to:

Have the following Corrections impact  Have no Corrections impact

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|--|--|
| <input type="checkbox"/> Creates new crime(s)                              | <input type="checkbox"/> Repeals existing crime(s)               |
| <input type="checkbox"/> Increases penalty for existing crime(s)           | <input type="checkbox"/> Decreases penalty for existing crime(s) |
| <input type="checkbox"/> Increases incarceration                           | <input type="checkbox"/> Decreases incarceration                 |
| <input type="checkbox"/> Reduces inmate/offender services                  | <input type="checkbox"/> Increases inmate/offender services      |
| <input type="checkbox"/> Increases staff time or positions                 | <input type="checkbox"/> Reduces staff time or positions         |
| <input type="checkbox"/> Changes elements of offense for existing crime(s) |  |
| <input type="checkbox"/> Otherwise impacts incarceration (Explain) .       |  |
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**STATE IMPACT:** Class A, B, & C felonies are based on an average daily prison rate of \$105.23. Community Custody Class C and most Class D felons are housed in one of seventy-four (74) full service or regional jails for up to five (5) years. Department of Corrections' cost to incarcerate a felony inmate in a jail is \$40.11 per day, which includes \$35.34 per diem, medical costs, & central office administrative costs (substance abuse treatment not included).\*

**Projected Impact:**  NONE  MINIMAL to MODERATE (< \$1 million)  SIGNIFICANT (> \$1 million)

The is no impact to the Department of Corrections at the state level.

**LOCAL IMPACT:** Local governments are responsible for the cost of incarcerating individuals charged with Class A or B misdemeanors and felony defendants until disposition of the case. The estimated impact will be based on the \$40.11 cost to incarcerate for the Department of Corrections, including \$35.34 per diem and medical that DOC pays jails to house felony offenders. This cost to incarcerate may not be the actual housing cost for the jail.\*

**Projected Impact:**  NONE  MINIMAL to MODERATE (< \$1 million)  SIGNIFICANT (> \$1 million)

Establishing circumstances for when an affidavit may be submitted in lieu of proof of insurance would reduce the number of insurance related offenses. Given the limited number of incarcerations occurring for this offense, the impact to local incarceration is expected to be a minimal decrease.

**PROJECTED IMPACT FROM AMENDMENTS:**

NONE    MINIMAL to MODERATE (< \$1 million)    SIGNIFICANT (> \$1 million)

*\*All projections are based on the daily rate x 365 days x number of years. The cost to incarcerate as calculated by the Department is shown here as rounded to the hundredths. Offenders may have multiple offenses or be incarcerated on other charges unless otherwise noted. Unless otherwise noted, numbers will include inchoate offenses at the underlying offense level.*

**The following offices contributed to this Corrections Impact Statement:**

Dept. of Corrections    Dept. of Kentucky State Police    Administrative Office of the Courts    Parole Board    Other

NOTE: Consideration should be given to the cumulative impact of all bills that increase the felon population, lengthens the term or incarceration, or impose new obligations on state or local governments.

**APPROVED BY:**



Chief of Staff, Kentucky Department of Corrections

**2/23/2023**

Date