

**Local Government Mandate Statement
Kentucky Legislative Research Commission
2024 Regular Session**

Part I: Measure Information

Bill Request #: 1794

Bill #: HB 461 HCS1

Document ID #: 7105

Bill Title: AN ACT relating to school bus safety.

Sponsor: Representative David Hale

Unit of Government: City County Urban-County
Unified Local
 Charter County Consolidated Local Government

Office(s) Impacted: All local government school districts

Requirement: 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 461 HCS 1 would allow, but not mandate the use of camera monitoring systems on all school buses by any school districts, and require the enforcement of a civil penalty for stop arm camera violations recorded by a camera monitoring system. The civil penalty for a first violation will be \$500 and the civil penalty for a second and subsequent violations will be \$1,000.

HB 461 allows for suspension of vehicle registration for failure to pay a fine within 60 days. Participating counties will notify the Transportation Cabinet to release a suspension within one business day of collecting the funds to satisfy the civil penalty. The sheriff may charge and collect from the county a fee of \$50 from every civil penalty collected by the county under Section 3 of this Act for a violation that was enforced by the sheriff's office.

In counties with a code enforcement board, a contest of a stop arm camera violation established by this legislation shall be conducted in accordance with KRS 65.8825-

65.8831 (Code Enforcement Boards) which detail procedures for enforcement proceedings, hearings, hearing officer duties, and appeals. In counties without a code enforcement board, the District Court shall conduct the hearing and the county attorney will defend the violation. Court cost may be deducted from funds paid to the county.

The fiscal impact to county government is not determinable, expected to be positive but not significant. According to data from the Administrative Office of the Courts for fiscal year 2023, local law enforcement issued 361 citations for violation of KRS 189.370, which resulted in 151 convictions. Participating local governments may see a slight increase in revenue due to receiving the civil penalty revenue for stop arm camera violations less any court costs and fees to sheriff's offices. Likewise for sheriff's offices.

Data Source(s): AOC

Preparer: Brandon White (JB) **Reviewer:** KHC **Date:** 2/27/24