

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

Part I: Measure Information

Bill Request #: 89

Bill #: HB 538

Document ID #: 500

Bill Title: AN ACT relating to pregnancy resource centers.

Sponsor: Representative Sarah Stalker

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

Office(s) Impacted: Law enforcement, jails

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 538 **Section 1** would create a new section of KRS Chapter 216B to establish that a pregnancy resource center operating in Kentucky shall be licensed in accordance with the requirements of the bill. A pregnancy resource center means a health facility, place, or institution that is not a hospital nor in a hospital or a private residence, established to provide pregnancy health care services to women. The Cabinet for Families and Children would be charged with promulgating regulations to establish licensing standards and operational requirements for pregnancy resource centers.

A person who knowingly or intentionally operates an unlicensed pregnancy resource center or advertises a pregnancy resource center that is not licensed in accordance with HB 538 would be guilty of a Class A misdemeanor.

HB 538 would have a minimal negative fiscal impact on local governments. Passage of HB 538 would create a new Class A misdemeanor. 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 to incarcerate of \$44.97 per day. While the majority of misdemeanor defendants are granted bail, those who do not will also cost local jails an average cost to incarcerate of \$44.97 per day.

Data Source(s): Kentucky League of Cities; LRC Staff; Kentucky Department of Corrections

Preparer: Mary Stephens (BL) **Reviewer:** KHC **Date:** 2/27/24