Local Government Mandate Statement Kentucky Legislative Research Commission 2024 Regular Session

Part I: Measure Information

Bill Request #: 913
Bill #:HB 82
Document ID #: 1650
Bill Title: AN ACT relating to child pornography.
Sponsor: Representative Kim Banta
Unit of Government: X City X County X Urban-County Unified Local X Charter County X Consolidated Local X Government
Office(s) Impacted: Law Enforcement, Jails
Requirement: X Mandatory Optional
Effect on Powers & Duties: X Modifies Existing Adds New Eliminates Existing

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

HB 82 amends KRS 531.300 to expand what constitutes "matter" as used in criminal statutes concerning the sexual exploitation of minors. The bill adds "any computergenerated image, picture, or motion picture" to the list of what may constitute "matter."

The expected fiscal impact of HB 82 is indeterminable but expected to be minimal.

Though the expansion of what constitutes "matter" may result in additional convictions and incarcerations, the impact would likely be marginal at most because "any computer generated image, picture, or motion picture" could likely already be construed as "matter" under the statute as written. KRS 531.300 currently states that matter may be "[a]ny picture, drawing, photograph, motion picture, live image transmitted over the internet or other electronic network." Though this language isn't identical to the proposed addition, it is likely broad enough to include any computer-generated image, picture, or motion picture.

Data Source(s): <u>LRC Staff</u>

Preparer:Ryan Brown (BL)Reviewer:KHCDate:1/10/24