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

## **Part I: Measure Information**

Bill Request #: 2048						
Bill #: SB 284						
<b>Document ID #:</b> <u>6699</u>						
<b>Bill Title:</b> AN ACT relating to the acquisition and ownership of real property by a foreign principal.						
Sponsor: Senator Max Wise						
Unit of Government:XCityXCountyXUrban-CountyXCharter CountyXConsolidated LocalXGovernment						
Office(s) Impacted: Local Jails						
Requirement: X Mandatory Optional						
Effect on Powers & Duties: X Modifies Existing X Adds New Eliminates Existing						

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

SB 284 prohibits a foreign principal from acquiring or owning agricultural land. It requires that any foreign principal that owns or acquires agricultural land before the effective date of this Act, register the ownership with the Department of Agriculture. It also requires a purchaser of agricultural land to file an affidavit with the Department of Agriculture attesting that the purchaser is not a foreign principal.

SB 284 prohibits a foreign principal from acquiring or owning real property on or within 10 miles of a military installation. It requires any foreign principal that, before the effective date of this Act, owns or acquires real property on or within 10 miles of a military installation, to register the ownership with the Cabinet for Economic Development. SB 284 also requires a purchaser of real property located on or within 10 miles of a military installation to file an affidavit with the Cabinet for Economic Development attesting that the purchaser is not a foreign principal.

A foreign principal that purchases or acquires real property in violation of SB 284 shall be guilty of a Class A misdemeanor. A person who knowingly sells real property or any interest in real property in violation of SB 284 shall be guilty of a Class A misdemeanor.

## The fiscal impact of SB 284 is indeterminable, but expected to have a minimal negative fiscal impact on local jails and law enforcement.

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 Sourc	ce(s): <u>LRC Staff; Kentu</u>	ucky Departme	nt of Corrections			
<b>Preparer:</b>	Brandon White (RB)	<b>Reviewer:</b>	KHC	Date:	3/4/24	