

Section 4 amends KRS 515.020 to increase the penalty for robbery in the first degree from a Class B felony to a Class A felony if the offense involves the theft of a motor vehicle and results in serious physical injury.

Section 5 amends KRS 514.030 to exclude violations of Section 1 of SB 43 from offenses that would otherwise be classified as theft by unlawful taking or disposition.

The fiscal impact of SB 43 on local governments is expected to be minimal. Under current classifications, motor vehicle thefts, as outlined in Section 1 of SB 43, are generally considered theft by unlawful taking. These offenses, based on the vehicle's value, are typically classified as either Class C or Class D felonies. SB 43, particularly in sections 1, 2, 3, and 5, specifies instances that are already likely to be categorized as Class C or D felonies in accordance with KRS 514.030. Therefore, the bill is not expected to significantly alter the costs incurred by local jails.

Class A and B felons are not lodged in local jails.

Data Source(s): LRC Staff

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