Local Government Mandate Statement Kentucky Legislative Research Commission 2025 Regular Session

Part I: Measure Information

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IID 220

Bill Request #:	1269	Bill #:	HB 328				
Document ID #:	3094	Sponsor:	Rep. Daniel B. Elliott				
Bill Title:	AN ACT relating to hunting on state historic battlefield sites						
Unit of Government:	☑ City☑ Charter County	-	☐ Urban-County ated Local ☐ Unified Local				
Office(s) Impacted: Law Enforcement, Jails							
Requirement:	Mandatory □	_ Optional					
Effect on Powers & Duties: ☐ Modifies Existing ☐ Adds New ☐ Eliminates Existing							
Other Fiscal Statem that may exist:	\Box Actuarial And \Box Health Benefit	•	☐ Corrections Impact☐ State Employee Health Plan				

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

Section 1 adds a new section to KRS Chapter 150 that defines state historic battlefield site as used in this section. It also states that no person is allowed to hunt on any property that is part of a state historic battlefield site unless the commission, with prior written approval by the Department of Parks, authorizes a quota or other limited hunt on the property that is tailored to meet specific goals of a wildlife management plan for the area.

Section 2 states that each bird, fish, or animal taken, possessed, bought, sold, or transported and each device used or possessed contrary to the provisions of this chapter will constitute a separate offense. Any person who violates any of the provisions of KRS 150.460 must either pay a fine, be imprisoned for up to six months, or both. Any person who violates the provisions of KRS 150.520 related to methods of taking mussels, for a first offense be imprisoned in the county jail for up to 30 days, for a second offense be imprisoned for up to 6 months, and any subsequent offense be imprisoned for up to a year.

The fiscal impact of HB 328 is indeterminable, but expected to be negative. There is no way to anticipate the number of violations of this act, but there will be costs associated with the investigation of violations, the incarceration of offenders.

While most misdemeanor defendants are granted bail, those who do not will also cost local jails an average cost to incarcerate of \$47.43 per day.

Data Source(s):	Kentucky Department of Corrections				
Preparer: TJ	Reviewer:	HT (MDA)	Date:	2/6/25	