

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

**Part I: Measure Information**

<b>Bill Request #:</b>	1595	<b>Bill #:</b>	HB 468/GA
<b>Document ID #:</b>	8274	<b>Sponsor:</b>	Rep. Daniel Elliott
<b>Bill Title:</b>	AN ACT relating to civil rights.		

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

Office(s) Impacted:    Any local government with a human rights commission.

Requirement:             Mandatory             Optional

Effect on Powers & Duties:     Modifies Existing             Adds New             Eliminates Existing

Other Fiscal Statement(s) that may exist:     Actuarial Analysis             Corrections Impact  
     Health Benefit Mandate             State Employee Health Plan

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

Section 5 of HB 468/GA amends KRS 344.190 to remove the adjudicative powers of the Human Rights Commission regarding matters related to employment and public accommodations.

Section 6 amends KRS 344.200 to:

- Provide that an aggrieved individual may file a civil action for a discriminatory practice other than a housing practice without first filing a complaint with the Human Rights Commission;
- Allow a respondent at least twenty (20) days to file a written response to the complaint;
- If the commission determines that there is probable cause to believe that the respondent has engaged in an unlawful practice, the commission may file an action in Circuit Court no later than 180 days after its receipt of the complaint;
- If the commission is unable to determine within 180 days whether there is probable cause, they shall issue a notice dismissing the complaint without prejudice and furnish copies to the complainant and the respondent;

- Allows an aggrieved individual is allowed to file a civil action for the same grievance while a complaint is either pending with or has been dismissed by the commission;
- Provides that the filing of a complaint before the commission does not toll the statute of limitations for the filing of a civil action;
- Provides that the statute of limitations for an action filed by the commission on behalf of a private party who has not previously filed an action for that grievance is 3 years as provided under KRS 413.115;
- Allows for a private party or the commission to intervene as a third party in a civil action filed by the other, no later than 180 days after the commission has received
- Allow the commission to recover litigation costs and attorney's fees; and
- Provide that relief for an aggrieved party in a complaint filed by the commission shall not exceed the remedies in KRS 344.450.

Section 7 amends KRS 344.320 to allow local human rights commissions to receive, initiate, and investigate violations of local laws, compel attendance of witnesses and production of evidence by subpoena, hire employees, and accept funding for financing.

Section 8 repeals and reenacts KRS 344.340 to establish procedures for local commissions' investigation of claims and filing of civil actions on behalf of aggrieved parties.

**The fiscal impact of HB 468/GA is indeterminate, could be minimal to moderate.** HB 468/GA removes the adjudicative functions of local human rights commissions. This could have a negative effect on the funding of local commissions.

A local government with a local commission could incur costs associated with the drafting, publication, indexing and recording of adopted ordinances to reflect the changes in HB 468/GA.

According to Kentucky League of Cities, most cities, especially the smaller ones, retain their city attorney on contract and pay on an hourly basis. Time spent drafting an ordinance is influenced by its complexity and the amount of research that is necessary. In FY 2023, the average hourly rate was \$117 to \$128. Rates for publishing legal notices vary greatly depending on the length of the publication, the number of times it needs to be published and the newspaper in which the publication is placed. Therefore, these costs are unknown.

The Kentucky League of Cities and the Kentucky Association of Counties were asked to provide comments on HB 468/GA. This local mandate will be updated upon once those comments have been provided.

**Data Source(s):** LRC Staff, Kentucky League of Cities

**Preparer:** BW **Reviewer:** HT (MDA) **Date:** 3/17/26