

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

Part I: Measure Information

Bill Request #:	1872	Bill #:	HB 775
Document ID #:	6813	Sponsor:	Rep. Jennifer H. Decker
Bill Title:	AN ACT relating to the selection and oversight of Article V convention delegates and declaring an emergency		

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

Office(s) Impacted: Law Enforcement, Jails

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

HB 775 would provide for the selection and oversight of Article V delegates if an Article V convention is called. Section 4 creates a new section of KRS Chapter 6 that would find a delegate or alternate delegate who casts an unauthorized vote guilty of a Class D felony and either given a fine of \$1,000, imprisoned for a term of not more than one year, or both.

This section also finds that any person who knowingly bribes, threatens, intimidates, or obstructs a delegate in the performance of their duties is guilty of a Class D felony and either given a fine of \$1,000, imprisoned for a term of not more than one year, or both.

The fiscal impact of HB 775 is indeterminate but expected to be negative.

The number of convictions cannot be determined, but the investigation of potential violations and incarceration of offenders will incur costs to local law enforcement.

When a court denies bail to a Class D felony defendant, the local government is responsible for incarcerating the defendant until disposition of the case in one of Kentucky's 74 full-service jails or three life safety jails. While the expense of housing inmates varies by jail, each additional inmate increases facility costs by an average cost to incarcerate of \$47.43, which includes the \$35.34 per diem and medical expenses that the Department of Corrections pays jails to house felony offenders. Upon sentencing, a Class D felon is housed in one of Kentucky's full-service jails for the duration of his or her sentence. The Department of Corrections pays a jail \$35.34 per day to house a Class D felon. The per diem may be less than, equal to, or greater than the actual housing cost.

Data Source(s): LRC staff; Kentucky Department of Corrections

Preparer: TJ **Reviewer:** AS (MDA) **Date:** 3/3/26