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MEMORANDUM

To: Senate Committee on Judiciary

From: Office of Revisor of Statutes

Date: February 27, 2025

Subject: Bill Brief on HB 2212

House Bill 2212 increases the reimbursement amount of money that the secretary of corrections may make to inmates for losses for personal injury or property damage or loss caused by negligence and requires notice to the secretary for claims exceeding the reimbursement maximum.

The bill amends K.S.A. 46-920, the statute that authorizes the secretary of corrections to reimburse any inmate of any correctional institution or other facility under the secretary's jurisdiction for any personal injury or personal property damage or loss that was caused by the negligence of the state or any agency, officer or employee thereof. Current law in subsection (a) provides that no reimbursement payment shall be made on any claim for an amount of more than \$500. The bill increases the maximum amount to \$750 and requires an inmate to provide notice to the secretary of the nature, time, date and place for claims exceeding \$750. However, failure to provide such notice shall not prevent a claim from being considered by the joint committee on claims against the state.

Claims exceeding the maximum amount provided in K.S.A. 46-920 are submitted to the joint committee on special claims against the state. See K.S.A. 46-907: "All claims proposed to be paid from the state treasury or any special fund of the state of Kansas, which cannot be lawfully paid by the state or any agency thereof except by an appropriation of the legislature shall be submitted to the joint committee on special claims against the state before final action thereon is taken by either house of the legislature."