



February 5, 2025

The Honorable Susan Humphries, Chairperson
 House Committee on Judiciary
 300 SW 10th Avenue, Room 582-N
 Topeka, Kansas 66612

Dear Representative Humphries:

SUBJECT: Fiscal Note for HB 2173 by House Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2173 is respectfully submitted to your committee.

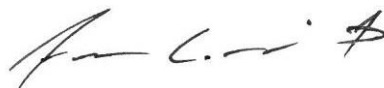
HB 2173 would allow certain offenders required to register under the Kansas Offender Registration Act to file a verified petition for relief from registration requirements if the offender has registered for at least ten years after the date of parole, discharge, or release, or, if not confined, ten years from the date of conviction or adjudication. The bill would also allow drug offenders to file for relief from registration requirements if they were convicted or adjudicated of an offense prior to July 1, 2011, but were required to register because of retroactive application of registration requirements set in a certain statute. The bill would also allow drug offender to file for relief from registration requirements if they were originally required to register under the Kansas Offender Registration Act for ten years for an offense committed prior to July 1, 2011, but were required to register for a longer period because of retractive application of registration requirements set in a certain statute.

Estimated State Fiscal Effect			
	FY 2025	FY 2026	FY 2027
Expenditures			
State General Fund	--	\$159,266	\$159,266
Fee Fund(s)	--	--	--
Federal Fund	--	--	--
Total Expenditures	--	\$159,266	\$159,266
Revenues			
State General Fund	--	--	--
Fee Fund(s)	--	--	--
Federal Fund	--	--	--
Total Revenues	--	--	--
FTE Positions	--	2.00	2.00

The Kansas Bureau of Investigation (KBI) indicates enactment of the bill would increase expenditures by \$159,266 from the State General Fund in FY 2026 and FY 2027 for 2.00 Administrative Officer positions. The KBI states that there are currently 25,409 sex, drug, and violent offenders on the registry. Of those, there are over 5,500 sex offenders that were convicted of an offense that, prior to July 1, 2011, would have required ten years of registration and could petition for relief. There are approximately 1,500 violent offenders that were convicted of an offense that, prior to July 1, 2011, would have required ten years of registration and could petition for relief. The KBI notes that drug offenders already have the ability to apply for relief within five years, and the bill would have no fiscal effect for those offenders. The KBI indicates it cannot estimate the number of offenders that will apply for relief from registration and would be approved; however, it takes the KBI approximately 75 minutes per offender to end their registration. If all 7,000 offenders applied and were approved immediately upon enactment of the bill, it would take 4.00 Administrative Officers working full time for approximately 55 weeks to remove the offenders from the registry. The KBI states the cost per Administrative Officer position is \$79,633 for salaries and wages. The KBI indicates it is unlikely that all offenders would apply for and be approved at once, so the KBI would only require 2.00 Administrative Officer positions to end the registrations. The KBI also notes that local sheriff's offices collect \$20 per quarter per offender and would see an approximate loss in revenue totaling \$560,000.

The Office of Judicial Administration indicates enactment of the bill could increase expenditures for the Judicial Branch because it would allow more offenders to file a verified petition for relief from registration requirements. This would increase the time spent by district court judicial and nonjudicial personnel in processing these petitions. However, the Office states that until the courts have had an opportunity to operate under the provisions of the bill, an accurate estimate of the fiscal effect cannot be estimated. The Office notes that enactment of the bill could reduce revenues to local law enforcement agencies due to fewer offenders paying registration fees. Any fiscal effect associated with HB 2173 is not reflected in *The FY 2026 Governor's Budget Report*.

Sincerely,



Adam C. Proffitt
Director of the Budget

cc: Trisha Morrow, Judiciary
Paul Weisgerber, Kansas Bureau of Investigation