

February 20, 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 2224 by Representatives Simmons and Fairchild

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2224 is respectfully submitted to your committee.

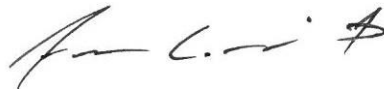
HB 2224 would expand the requirements for execution of a search warrant. Currently, a search warrant can be executed at any time of day or night. The bill would require a law enforcement officer to be uniformed and knock on the door and announce their presence in a manner reasonably expected to be heard by the occupants of the dwelling before entering the dwelling and executing the search warrant. The bill would also define dwelling as a building that is used or intended for use as a human habitation, home, or residence.

The Board of Indigents' Defense Services states that there may be some litigation associated with expanding the requirements for executing a search warrant, specifically what constitutes a properly uniformed officer or if the officer's knock and announcement were reasonably sufficient under HB 2224. The agency indicates the associated litigation costs are expected to be minimal and would be handled within existing resources. The Office of the Attorney General, Kansas Bureau of Investigation, and Office of Judicial Administration indicate the bill would not have a fiscal effect on agency operations. Any fiscal effect associated with HB 2224 is not reflected in *The FY 2026 Governor's Budget Report*.

The Kansas Association of Counties and the League of Kansas Municipalities indicate that HB 2224 could have a fiscal effect on the local governments if officers being required to knock and announce their presence increases the threat of harm to the officers and the risk that suspects

would flee. However, the Association and the League are unable to estimate any fiscal effect if the bill is enacted.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam C. Proffitt", with a stylized flourish at the end.

Adam C. Proffitt
Director of the Budget

cc: Matt Bingesser, Office of the Attorney General
Trisha Morrow, Judiciary
Paul Weisgerber, Kansas Bureau of Investigation
Wendi Stark, League of Kansas Municipalities
Jay Hall, Kansas Association of Counties
Heather Cessna, Board of Indigents Defense Services