

February 10, 2025

The Honorable Bob Lewis, Chairperson
House Committee on Corrections and Juvenile Justice
300 SW 10th Avenue, Room 546-S
Topeka, Kansas 66612

Dear Representative Lewis:

SUBJECT: Fiscal Note for HB 2312 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2312 is respectfully submitted to your committee.

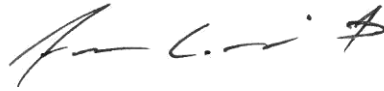
HB 2312 would exclude certain offenders convicted of a nonperson felony from participation in certified drug abuse treatment programs. The bill would also authorize a community correctional services officer or a court services officer to complete criminal risk-need assessment for the certified drug abuse treatment program for persons who have entered into a diversion agreement. A criminal risk-need assessment is a part of the presentence investigation to determine if an offender meets the criteria for participation in a drug abuse treatment program.

The Kansas Sentencing Commission estimates that enactment of HB 2312 could have an effect on prison admissions, bed space, and workload of the Commission; however, any fiscal effect would be negligible. The Department of Corrections indicates any fiscal effect of enactment of the bill would be negligible. The Judicial Branch indicates HB 2312 would not have a fiscal effect on agency operations. Any fiscal effect associated with HB 2312 is not reflected in *The FY 2026 Governor's Budget Report*.

The Kansas Association of Counties indicates that HB 2312 could increase the need for more jail beds as individuals await transfer to state facilities if not approved for participation in the certified drug abuse treatment program. The League of Kansas Municipalities provides that HB 2312 could increase expenditures for municipalities if the municipal courts and law

enforcement officers need to develop and implement new procedures. However, the Association and the League are unable to estimate a fiscal effect.

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: Scott Schultz, Kansas Sentencing Commission
Jennifer King, Department of Corrections
Trisha Morrow, Judiciary
Jay Hall, Kansas Association of Counties
Wendi Stark, League of Kansas Municipalities