

February 16, 2025

The Honorable Kellie Warren, Chairperson
Senate Committee on Judiciary
300 SW 10th Avenue, Room 346-S
Topeka, Kansas 66612

Dear Senator Warren:

SUBJECT: Fiscal Note for SB 102 by Senator Shane

In accordance with KSA 75-3715a, the following fiscal note concerning SB 102 is respectfully submitted to your committee.

SB 102 would include language that any coroner who is notified of a death of a child would be required to report the known facts concerning the time, place, manner and circumstances of such death to the Department for Children and Families. The bill would include (as a basis for reporting abuse) neglect or sexual abuse inflicted by any person having contact with the child, either in person or through electronic means to be mandatorily reported as child abuse, neglect, or sexual abuse by certain persons. Any unlicensed person employed by or working for an agency serving children who performs job responsibilities similar to mental health professionals would be required to report the harm. The penalties would be amended to reflect:

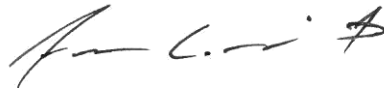
1. A willful and knowing failure to make a report violation of this statute would be increased from a class B misdemeanor to a severity level 10, person felony;
2. Intentional prevention or interference with making a report would be increased from a class B misdemeanor to a severity level 10, person felony; and
3. A willful and knowing making of a false report or making a report that such person knows lacks factual foundation would be increased from a class B misdemeanor to a severity level 10, person felony.

The Office of Judicial Administration indicates that enactment of SB 102 could have a fiscal effect on expenditures of the Judicial Branch. The bill would increase the criminal penalty

for violations. This could require Court Services Officers to supervise certain offenders for a longer period. Nevertheless, until the courts have had an opportunity to operate under the provisions of SB 102, an accurate estimate of the fiscal effect on expenditures by the Judicial Branch cannot be given. The bill would not have a fiscal effect on revenues to the Judicial Branch or State General Fund.

The Department for Children and Families indicates that enactment of SB 102 would not have a fiscal effect on the agency. The Kansas Sentencing Commission indicates that enactment of SB 102 would have negligible fiscal effect on prison admissions, prison beds, and workload of the Commission. Any fiscal effect associated with SB 102 is not reflected in *The FY 2026 Governor's Budget Report*.

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: Kim Holter, Department for Children & Families
Trisha Morrow, Judiciary
Scott Schultz, Kansas Sentencing Commission