

February 8, 2011

The Honorable Pat Colloton, Chairperson  
House Committee on Corrections and Juvenile Justice  
Statehouse, Room 167-W  
Topeka, Kansas 66612

Dear Representative Colloton:

SUBJECT: Fiscal Note for HB 2104 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2104 is respectfully submitted to your committee.

HB 2104 would allow law enforcement officers access to otherwise privileged mental health information in certain circumstances. This information would only be accessible when the law enforcement officer has lawfully detained a current or former patient of any treatment facility and the officer has reasonable suspicion that the individual is suffering from mental illness such that the officer has a reasonable belief the individual would benefit from treatment at a treatment facility rather than placement in a detention or correctional facility.

The Department of Social and Rehabilitation Services indicates that the passage of HB 2104 would have no fiscal effect on its operations, including the operations of the state mental health hospitals. The Juvenile Justice Authority (JJA) states that any dissemination of mental health information from JJA to law enforcement officers for the stated purpose of HB 2104 would be negligible and could be absorbed within existing resources.

Sincerely,



Steven J. Anderson, CPA, MBA  
Director of the Budget

cc: Dan Lewien, SRS  
Keith Bradshaw, JJA  
Jeremy Barclay, KDOC