

February 1, 2012

The Honorable Tim Owens, Chairperson
Senate Committee on Judiciary
Statehouse, Room 559-S
Topeka, Kansas 66612

Dear Senator Owens:

SUBJECT: Fiscal Note for SB 321 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 321 is respectfully submitted to your committee.

SB 321 would amend current law by expanding the conditions under which magistrates may allow offenders to be released on appearance bonds. If the most serious charge against an offender is a misdemeanor; a severity level eight, nine, or ten nonperson felony; or a drug severity level four felony, then the offender may be released under the following conditions:

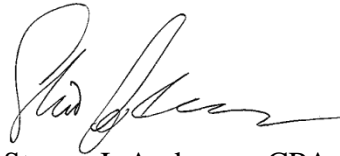
1. The offender is a resident of Kansas;
2. The offender has a criminal history score of H or I;
3. The offender has no prior history of failure to appear for any court appearances;
4. The offender has no detainer or hold from any other jurisdiction;
5. The offender has not been extradited from, and is not awaiting extradition to, another state;
6. The offender has not been detained for an alleged violation of probation; and
7. The offender is lawfully present in the United States.

The bill would also make amendments to statutes that regulate surety and bounty hunters. Any out of state surety or bounty hunter who intends to apprehend any person in Kansas must first contract with a surety or bounty hunter who is authorized to operate in this state. The out of state surety or bounty hunter must also be accompanied by the contracted operator during any apprehensions.

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According to the Office of Judicial Administration, enactment of SB 321 would have no fiscal effect.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven J. Anderson", with a long horizontal flourish extending to the right.

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

cc: Mary Rinehart, Judiciary