

February 5, 2013

The Honorable Lance Kinzer, Chairperson
House Committee on Judiciary
Statehouse, Room 165-W
Topeka, Kansas 66612

Dear Representative Kinzer:

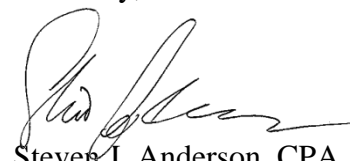
SUBJECT: Fiscal Note for HB 2114 by House Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2114 is respectfully submitted to your committee.

HB 2114 would provide that the Debt Setoff Program Collection Assistance Fee charged under current law would be charged as an additional cost for all debts owed to the court when the court utilizes debt setoff procedures. The Collection Assistance Fee would be retained from the amount collected by the Debt Setoff Program and would not be deducted from the debts owed to the court.

The Office of Judicial Administration indicates passage of HB 2114 would have no fiscal effect on expenditures of the Judicial Branch. Enactment of the bill would increase revenues. Currently, if a debt is sent to the Debt Setoff Program for collection, a 17.0 percent Collection Assistance Fee is deducted from the amount collected. In turn, the court receives 17.0 percent less than what was owed. Debts owed to the court include docket fees and fines (of which a portion is directed to counties and a variety of programs and funds, including the State General Fund), a variety of other fees set by statute, and restitution owed to crime victims. The bill would allow the Collection Assistance Fee to be charged on top of the debt owed and collected through the setoff procedures in current law. The Office indicates that until the courts have had an opportunity to operate under the provisions of HB 2114, an accurate estimate of the additional revenues for the Judicial Branch cannot be given. Any fiscal effect associated with HB 2114 is not reflected in *The FY 2014 Governor's Budget Report*.

Sincerely,



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

cc: Pam Fink, Administration
Mary Rinehart, Judiciary