

February 27, 2013

The Honorable Marc Rhoades, Chairperson
House Committee on Appropriations
Statehouse, Room 111-N
Topeka, Kansas 66612

Dear Representative Rhoades:

SUBJECT: Fiscal Note for HB 2338 by House Committee on Appropriations

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2338 is respectfully submitted to your committee.

Current law provides for a splitting of docket fee revenue, with a variety of state funds receiving designated percentages. HB 2338 would remove the percentages to the various funds dictated by statute. In addition, the bill would reduce docket fees by \$2 that has been used to support the Judicial Performance Commission.

According to the Office of Judicial Administration, passage of HB 2338 would have a fiscal effect on revenues for the Judicial Branch and other state agencies and organizations. The Office estimates that the docket fee revenue remitted to the State Treasurer in FY 2014 will be \$18.3 million. Of that total, the revenue that would be credited to funds within the Judicial Branch would be \$7.8 million, other state agencies and entities would receive \$1.7 million, and the State General Fund would receive \$8.8 million. Passage of HB 2338 would result in the entire amount of revenue going to the State General Fund.

The table below shows the FY 2014 Judicial Branch estimate of the current percentage split and itemizes the funding reductions that would be made upon passage of HB 2338:

<u>Fund</u>	<u>Current Percentage</u>	<u>Current Estimate</u>
Access to Justice fund	4.37	\$ 800,763
Juvenile Detention Facilities Fund	2.42	443,443
Judicial Branch Education Fund	1.87	342,661
Crime Victims Assistance Fund	0.50	91,620
Protection from Abuse Fund	2.38	436,114
Judiciary Technology Fund	3.78	692,651
Dispute Resolution Fund	0.30	54,972
Kansas Juvenile Delinquency Prevention Trust Fund	1.10	201,565

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Permanent Families Account in the Family & Children's Investment Fund	0.19	34,816
Trauma Fund	1.31	240,046
Judicial Council Fund	0.99	181,409
Child Exchange & Visitation Centers Fund	0.60	109,945
Judicial Branch Nonjudicial Salary Adjustment Fund	16.03	2,937,353
Judicial Branch Nonjudicial Salary Initiative Fund	15.85	2,904,370
State General Fund	<u>48.31</u>	<u>8,852,372</u>
Total	100.00	\$18,324,100

The Office of the Attorney General prepared its own estimate of the bill's fiscal effect. The Office indicates that passage of HB 2338 would cause reductions to revenues in three funds that it administers. Over the past three years, docket fee revenues have decreased by an average of 5.5 percent annually. Taking that into account, the agency provides estimates of a loss of revenue to the Crime Victims Assistance Fund of \$95,056 in FY 2014 and \$89,828 in FY 2015, to the Protection from Abuse Fund of \$452,467 in FY 2014 and \$427,581 in FY 2015, and to the Child Exchange and Visitation Centers Fund of \$114,067 in FY 2014 and \$107,793 in FY 2015. The agency indicates that without additional appropriation to offset these reductions, its ability to provide grants to victim support organizations would be significantly reduced.

The Kansas Department of Health and Environment indicates that passage of HB 2338 would cause a loss of revenue in the amount of \$240,046 to the Trauma Fund in both FY 2014 and FY 2015. Without this revenue, the agency would reduce its expenditures by the same amount. Any fiscal effect associated with HB 2338 is not reflected in *The FY 2014 Governor's Budget Report*.

Sincerely,



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

cc: Mary Rinehart, Judiciary
Jeremy Barclay, KDOC
Marcy Watson, JJA
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