

March 11, 2013

The Honorable John Rubin, Chairperson
House Committee on Corrections and Juvenile Justice
Statehouse, Room 151-S
Topeka, Kansas 66612

Dear Representative Rubin:

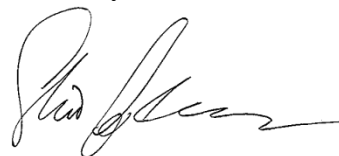
SUBJECT: Fiscal Note for HB 2389 by House Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2389 is respectfully submitted to your committee.

Under current law, a county or district attorney must file written notice of a request for a separate sentencing proceeding seeking the death penalty when a defendant is convicted of capital murder. HB 2389 would permit the Attorney General to file notice of intent to seek the death penalty in cases where the court, county or district attorney determines that a conflict exists.

The Office of the Attorney General indicates that HB 2389 offers a clarification to existing law that may produce agency savings by reducing the number of death penalty appeals handled by the Attorney General; however, the precise fiscal effect is unknown.

Sincerely,



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

cc: Willie Prescott, Attorney General's Office
Melissa Wangemann, Kansas Association of Counties