

SESSION OF 2013

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2081

As Amended by Senate Committee on Judiciary

Brief*

HB 2081 would add to the list of conduct and offenses giving rise to forfeiture indecent solicitation of a child, aggravated indecent solicitation of a child, and sexual exploitation of a child. It also would specify that if used during the commission of an offense giving rise to forfeiture, any computer, computer system, computer network, or any software or data owned by the defendant is subject to forfeiture. Currently, these items only are forfeited if used in commission of the crime of unlawful possession of a scanning device or reencoder. Further, the bill would provide for forfeiture of an “electronic device” used during the commission of an offense giving rise to forfeiture.

Background

In the House Committee on Judiciary, representatives of the Kansas Sheriffs' Association, Kansas Association of Chiefs of Police, Kansas Peace Officers Association, and Kansas Bureau of Investigation appeared in support of the bill. No opponents offered testimony. The House Committee adopted a technical amendment proposed by the Office of the Revisor of Statutes.

In the Senate Committee on Judiciary, representatives of the Kansas Association of Chiefs of Police, Kansas Bureau of Investigation, Kansas Peace Officers Association, and Kansas Sheriffs Association appeared in support of the bill. No others offered testimony. The Senate Committee adopted

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

a technical correction to the bill requested by the Office of the Revisor of Statutes.

The fiscal note for the bill, as introduced, indicates the precise impact to judicial operations cannot be determined, but likely would be accommodated within existing resources. Law enforcement may incur additional revenue from the changes to civil forfeiture, but the precise impact is unknown.