

January 28, 2015

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 2051 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2051 is respectfully submitted to your committee.

HB 2051 would modify good time and program credit calculations by restoring 20.0 percent good time credit for drug severity level three offenders whose offenses occurred on or after July 1, 2012, and by increasing the amount of program credit an offender can earn from 60 days to 90 days. The Department of Corrections must make these calculation changes no later than January 1, 2016. The amendments would be applied retroactively.

The Kansas Sentencing Commission estimates that passage of HB 2051 would result in a decrease of 119 adult prison beds needed in FY 2016 and a decrease of 181 adult prison beds needed by FY 2017. As of January 12, 2015, the available bed capacity is 9,636. Based upon the Commission's most recent ten-year projection contained in its *FY 2015 Adult Inmate Prison Population Projections* report, it is estimated that the year-end population will exceed available male capacity by 85 inmates in FY 2015, 109 inmates in FY 2016, and 162 inmates in FY 2017. While the Department of Corrections may need to house inmates in contract beds in FY 2015, HB 2051 would alleviate the projected bed space shortfalls in FY 2016 and FY 2017. Resources have been made available within the existing FY 2015 budget of the Department of Corrections should it be necessary to use contract beds. Any fiscal effect associated with HB 2051 is not reflected in *The FY 2016 Governor's Budget Report*.

Sincerely,



Shawn Sullivan,
Director of the Budget

cc: Jeremy Barclay, DOC
Scott Schultz, Sentencing Commission