

January 30, 2015

CORRECTED

The Honorable Gregory Smith, Chairperson
Senate Committee on Corrections and Juvenile Justice
Statehouse, Room 441-E
Topeka, Kansas 66612

Dear Senator Smith:

SUBJECT: Corrected Fiscal Note for SB 56 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following corrected fiscal note concerning SB 56 is respectfully submitted to your committee.

SB 56 would remove an affirmative defense in some cases relating to promotion of material harmful to minors. Only colleges or universities could use allegedly harmful materials as part of or incident to an approved course or program of instruction. Under current law the exemption also applied to public, private or parochial schools. Those institutions are removed in the amendments contained in the bill.

The Office of Judicial Administration states that under SB 56 it is possible that some prosecutions of public, private, or parochial schools might be filed as a result of the bill's passage, but it is not anticipated that there would be a significant volume of cases. Nevertheless, until the courts have had an opportunity to operate under the bill's provisions, an accurate estimate or the fiscal effect cannot be given. Any fiscal effect associated with SB 56 is not reflected in *The FY 2016 Governor's Budget Report*.

Sincerely,



Shawn Sullivan,
Director of the Budget

cc: Mary Rinehart, Judiciary