

February 13, 2017

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

Dear Representative Jennings:

SUBJECT: Fiscal Note for HB 2284 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2284 is respectfully submitted to your committee.

HB 2284 would amend the crimes of unlawful possession of a visual depiction of a child; unlawful transmission of a visual depiction of a child; and aggravated unlawful transmission of a visual depiction of a child. Under current law, these crimes apply to the possession of a visual depiction of a child in a state of nudity when the child is 12 years old, but less than 16 years old and the offender is less than 19 years old; the transmission of a visual depiction of a child in a state of nudity when the child is 12 years old, but less than 18 years old and the offender is less than 19 years old; and the aggravated transmission of a visual depiction of a child in a state of nudity when the child is 12 years old, but less than 18 years old and the offender is less than 19 years of age. HB 2284 would change the offender's age to be less than 18 years old for all three crimes.

According to the Office of Judicial Administration, enactment of HB 2284 could have a fiscal effect on the Judicial Branch; however, until given an opportunity to operate under the bill's provisions a fiscal effect cannot be estimated. The Kansas Sentencing Commission states enactment of HB 2284 would have no effect on prison admissions or bed space. Any fiscal effect associated with HB 2284 is not reflected in *The FY 2018 Governor's Budget Report*.

Sincerely,



Shawn Sullivan,
Director of the Budget

cc: Linda Kelly, Corrections
Ashley Michaelis, Judiciary
Scott Schultz, Sentencing Commission
Willie Prescott, Office of the Attorney General