

January 16, 2018

The Honorable John Barker, Chairperson
House Committee on Federal and State Affairs
Statehouse, Room 285-N
Topeka, Kansas 66612

Dear Representative Barker:

SUBJECT: Fiscal Note for HB 2442 by Representative Miller

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2442 is respectfully submitted to your committee.

HB 2442 would amend the crime of criminal use of weapons. The bill would expand the list of activities that constitute a violation to include possessing any device or attachment of any kind that is designed, used, or intended to be used to attach to a semi-automatic firearm so that bullets may then be fired in rapid succession in a manner that simulates an automatic firearm.

Enactment of HB 2442 has the potential for increasing litigation in the courts because of a new violation created by the bill. If litigation is increased, the Office of Judicial Administration indicates that there would be a fiscal effect on the operations of the court system. However, it is not possible to predict the number of additional court cases that would arise or how complex and time-consuming they would be. Therefore, a precise fiscal effect cannot be determined. In any case, the fiscal effect would most likely be accommodated within the existing schedule of court cases and would not require additional resources.

The Kansas Sentencing Commission indicates enactment of HB 2442 could have an effect on prison admissions and bed space; however, the Commission cannot determine what that effect would be.

The Office of the Attorney General estimates there could be additional expenditures from the State General Fund if the constitutionality of the bill were challenged in court; however, an

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exact cost cannot be estimated. Any fiscal effect associated with HB 2442 is not reflected in *The FY 2019 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Sullivan", with a horizontal line extending to the right.

Shawn Sullivan,
Director of the Budget

cc: Ashley Michaelis, Judiciary
Chardae Caine, League of Municipalities
Melissa Wangemann, Association of Counties
Scott Schultz, Sentencing Commission
Willie Prescott, Office of the Attorney General
Shelia Sawyer-Tyler, KBI