

February 6, 2018

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 2568 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2568 is respectfully submitted to your committee.

HB 2568 would amend the loss limitation for the severity level designation of the following crimes: mistreatment of a dependent adult; theft of property lost, mislaid, or delivered by mistake; criminal damage to property; giving a worthless check; counterfeiting; criminal use of a financial card; impairing a security interest; Medicaid fraud; official misconduct; presenting a false claim; misuse of public funds; and criminal desecration. For each crime, the bill would change the severity level classification limitations currently set at \$1,000 to \$1,500.

According to the Office of the Judicial Administration, enactment of HB 2568 would increase the felony limitation from \$1,000 to \$1,500. The crimes that fall within that range, in the bill, would be misdemeanor convictions and would have additional cases supervised by court service officers; however, the Office indicates the additional cases could be absorbed within existing resources. The Office states that enactment of the bill would result in decreased revenues to the Correctional Supervision Fund and the State General Fund. Currently, the assessed probation/correctional fee is \$60 for misdemeanors and \$120 for felonies. The fees are split with 41.67 percent to the State General Fund and 58.33 percent to the Correctional Supervision Fund. Enactment of the bill would result in decreased revenues as the assessed fee would drop from \$120 to \$60.

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The Kansas Sentencing Commission estimates enactment of HB 2568 would reduce three to four prison beds in FY 2019. The Department of Corrections states there would be savings of \$14,644 in FY 2019 resulting from reducing four prison beds. Any fiscal effect associated with HB 2568 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
Scott Schultz, Sentencing Commission
Linda Kelly, Corrections
Willie Prescott, Office of the Attorney General