

SESSION OF 2017

**SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2089**

As Recommended by House Committee on  
Corrections and Juvenile Justice

**Brief\***

HB 2089 would lower the penalty for the crime of unlawfully tampering with electronic monitoring equipment from a severity level 6 nonperson felony in all cases to a severity level 8, nonperson felony when the equipment is used for court-ordered supervision, postrelease supervision, or parole in relation to a felony, and to a class A nonperson misdemeanor when the equipment is used for court-ordered supervision, postrelease supervision, or parole in relation to a misdemeanor or for court-ordered supervision in a civil case.

**Background**

The bill was introduced by the House Committee on Corrections and Juvenile Justice at the request of the Kansas Sentencing Commission. In the House Committee hearing, a representative of the Kansas Sentencing Commission testified in support of the bill. A representative of the Johnson County Department of Corrections submitted written testimony supporting the bill. A representative of the Kansas Association of Chiefs of Police, Kansas Peace Officers Association, and Kansas Sheriffs Association testified in opposition to the bill.

According to the fiscal note prepared by the Division of the Budget, the Kansas Sentencing Commission estimates the bill would reduce the need for prison beds by four in FY 2018 and by nine in FY 2027. The Kansas Department of

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\*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

Corrections indicates the reduction of four prison beds in FY 2018 would reduce expenditures by \$27,448. Any fiscal effect associated with the bill is not reflected in *The FY 2018 Governor's Budget Report*.