

January 28, 2019

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 2049 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2049 is respectfully submitted to your committee.

HB 2049 would amend the loss limitation for the severity level designation of the following crimes: 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 2049 would increase the felony limitation from \$1,000 to \$1,500. The crimes in the bill that fall within that range would be misdemeanor convictions and would have additional cases supervised by court service officers; however, the Office indicates the costs of 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.

The Kansas Sentencing Commission estimates enactment of HB 2049 would reduce two to three prison beds in FY 2020. The Department of Corrections states there would be savings of \$5,436 from the State General Fund in FY 2020 resulting from reducing three prison beds. Any fiscal effect associated with HB 2049 is not reflected in *The FY 2020 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink that reads "L. L. Campbell". The signature is fluid and cursive, with the first name "L." and last name "Campbell" clearly legible.

Larry L. Campbell
Director of the budget

cc: Scott Schultz, Sentencing Commission
Janie Harris, Judiciary
Linda Kelly, Corrections