

February 2, 2021

The Honorable Fred Patton, Chairperson  
House Committee on Judiciary  
Statehouse, Room 519C-N  
Topeka, Kansas 66612

Dear Representative Patton:

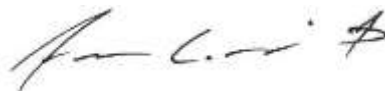
**SUBJECT:** Fiscal Note for HB 2152 by House Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2152 is respectfully submitted to your committee.

HB 2152 would amend current law to clarify ownership of property when a beneficiary under a transfer-on-death deed predeceases the record owner. The bill would clarify that, in certain situations, a predeceased beneficiary's living issue at the time of the death of the record owner would vest the beneficiary's interest on a per stirpes basis as successor grantee or grantees. If a judicial action is initiated to clarify title, the action would be subject to the probate code. The provisions of the bill would apply to deeds filed on or after July 1, 2014.

The Office of Judicial Administration indicates enactment of HB 2152 could have a fiscal effect on the Judicial Branch because the bill would allow for more probate actions to be filed, which could result in more time spent by court employees and judges processing and hearing cases. The Office estimates enactment of the bill could result in the collection of docket fees assessed in those cases filed under the bill's provisions. Any fiscal effect associated with HB 2152 is not reflected in *The FY 2022 Governor's Budget Report*.

Sincerely,



Adam Proffitt  
Director of the Budget

cc: Debbie Thomas, Judiciary