

February 6, 2023

The Honorable Fred Patton, Chairperson
House Committee on Judiciary
300 SW 10th Avenue, Room 582-N
Topeka, Kansas 66612

Dear Representative Patton:

SUBJECT: Fiscal Note for HB 2215 by House Committee on Judiciary

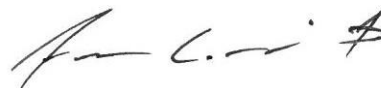
In accordance with KSA 75-3715a, the following fiscal note concerning HB 2215 is respectfully submitted to your committee.

HB 2215 would create a class A nonperson misdemeanor crime of utilizing a drug-masking product. A drug-masking product would be defined as synthetic urine, human urine, a substance designed to be added to human urine, or a substance designed to be added to or used on human hair or oral fluid for the purpose of defrauding an alcohol or drug screening test.

The Office of Judicial Administration indicates enactment of the bill could increase the number of cases filed in district courts because it creates a new crime. This would increase the time spent by district court judicial and nonjudicial personnel in processing, researching, and hearing cases. Since the crime carries a misdemeanor penalty, there could also be more supervision of offenders required to be performed by court services officers. The bill could also result in the collection of supervision fees, docket fees, and fines, which would be deposited in the State General Fund. However, a fiscal effect cannot be estimated because the number of cases is unknown.

The Sentencing Commission and the Department of Corrections indicate enactment of the bill would not have a fiscal effect. Any fiscal effect associated with HB 2215 is not reflected in *The FY 2024 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Vicki Jacobsen, Judiciary
Randy Bowman, Department of Corrections
Scott Schultz, Sentencing Commission