

February 5, 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 2153 by House Committee on Judiciary

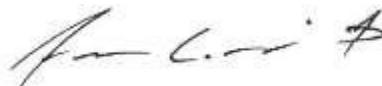
In accordance with KSA 75-3715a, the following fiscal note concerning HB 2153 is respectfully submitted to your committee.

HB 2153 would establish new penalties for mistreatment of a dependent adult or elder person when the victim resides in an adult care home. It would be a severity level two, person felony if the mistreatment is because of the infliction of physical injury, unreasonable confinement, or unreasonable punishment. It would be a severity level five, person felony if the mistreatment is because of the omission or deprivation of treatment, goods, or services that are necessary to maintain the mental or physical health of the adult.

The Office of Judicial Administration states enactment of HB 2153 would result in increased penalties for the mistreatment of a dependent adult or elder person so there could be less supervision of offenders required to be performed by court service officers. According to the Office, a fiscal effect cannot be estimated. The Office estimates that enactment of the bill could result in a decrease of supervision fee revenue in cases filed under the provisions of the bill.

The Kansas Sentencing Commission estimates enactment of the bill would result in one to two additional prison admissions each year, one to two additional prison beds in FY 2022, and one to three additional prison beds in FY 2031. The Department of Corrections states enactment of the bill could be handled within existing resources. Any fiscal effect associated with HB 2153 is not reflected in *The FY 2022 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Debbie Thomas, Judiciary
Scott Schultz, Sentencing Commission
Randy Bowman, Corrections