

January 26, 2021

The Honorable Kellie Warren, Chairperson
Senate Committee on Judiciary
Statehouse, Room 441B-E
Topeka, Kansas 66612

Dear Senator Warren:

SUBJECT: Fiscal Note for SB 57 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 57 is respectfully submitted to your committee.

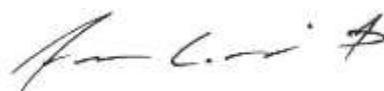
SB 57 would suspend statutory speedy trial provisions until May 1, 2024, in all criminal cases filed prior to the effective date of the Act. The bill's provisions would not apply in any criminal case filed on or after the effective date of the Act. Under current law, the Chief Justice of the Kansas Supreme Court may suspend these provisions by issuing an order. The bill would take effect upon its publication in the *Kansas Register*.

The Office of Judicial Administration states there would be a negligible fiscal effect on Judicial Branch operations resulting from the enactment of SB 57.

The Office of the Attorney General states arguments could be raised regarding constitutional speedy trial violations because of case delays during the coronavirus pandemic. The agency estimates these issues would be raised in appeals, regardless of whether the statutory provision is suspended. The agency states that the appeals could be handled within existing resources. Any fiscal effect associated with SB 57 is not reflected in *The FY 2022 Governor's Budget Report*.

The Kansas Association of Counties indicates enactment of the bill could have a fiscal effect on Kansas counties if counties are forced to hold defendants in the county jail while awaiting trial.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Debbie Thomas, Judiciary
Willie Prescott, Office of the Attorney General