

January 31, 2023

The Honorable Stephen Owens, Chairperson
House Committee on Corrections and Juvenile Justice
300 SW 10th Avenue, Room 546-S
Topeka, Kansas 66612

Dear Representative Owens:

SUBJECT: Fiscal Note for HB 2067 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2067 is respectfully submitted to your committee.

HB 2067 would increase the felony thresholds for certain crimes from \$1,000 to \$1,500, including property theft, criminal damage to property, giving a worthless check, counterfeiting, criminal use of a financial card, impairing a security interest, making a false claim to the Medicaid program, official misconduct, presenting a false claim to a public officer, misuse of public funds, and criminal desecration.

The Kansas Sentencing Commission estimates that enactment of HB 2067 would result in a decrease of two adult prison beds needed by the end of FY 2024. By the end of FY 2033, three fewer beds would be needed. The current estimated available bed capacity is 9,428 for males and 936 for females. Based upon the Commission's most recent ten-year projection contained in its *FY 2023 Adult Inmate Prison Population Projections* report, it is estimated that the year-end population will total 7,933 male and 764 female inmates in FY 2023 and 8,043 male and 740 female inmates in FY 2024. The Department of Corrections indicates enactment of the bill would have a negligible fiscal effect.

The Office of Judicial Administration indicates enactment of the bill would increase the number of misdemeanor convictions which would require additional cases to be supervised by court services officers. However, the Office indicates it would not have to hire additional court services officers. Enactment of the bill would also result in decreased revenues to the Correctional Supervision Fund and the State General Fund. Currently, the assessed probation and correctional supervision fee is \$60 for misdemeanors and \$120 for felonies of which 41.67 percent is credited

to the State General Fund and 58.33 percent is credited to the Correctional Supervision Fund. Enactment of HB 2067 would shift cases currently classified as felonies to misdemeanors and would reduce the fees assessed for those cases from \$120 to \$60. However, a fiscal effect cannot be determined because the number and type of cases cannot be estimated. Any fiscal effect associated with HB 2067 is not reflected in *The FY 2024 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt", with a stylized flourish at the end.

Adam Proffitt
Director of the Budget

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