

SESSION OF 2012

**SUPPLEMENTAL NOTE ON SUBSTITUTE FOR HOUSE
BILL NO. 2232**

As Recommended by House Committee on
Corrections and Juvenile Justice

Brief*

Sub. for HB 2232 would make it unlawful for a person other than the holder of a valid prescription order to knowingly possess a prescription-only drug. "Holder of a valid prescription order" would be defined in the bill. The crime would be a class A nonperson misdemeanor, unless the person has a prior conviction for unlawfully obtaining or possessing a prescription-only drug or for obtaining a prescription drug by fraudulent means, in which case it would be a severity level 9, nonperson felony.

Background

In the House Committee on Corrections and Juvenile Justice, representatives of the Leavenworth County Attorney Office and the Leavenworth Police Department appeared in support of Sub. for HB 2232. No opponents were present at the hearing. The Committee amended the bill by adopting a substitute bill.

The fiscal note for HB 2232, as introduced, indicates the precise fiscal impact of passage on the Office of Judicial Administration cannot be determined, but likely would be accommodated within existing resources. The Sentencing Commission estimates that passage would result in the need for one additional prison bed in FY 2012 and two adult prison beds by FY 2021.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>