

January 21, 2014

The Honorable Jeff King, Chairperson
Senate Committee on Judiciary
Statehouse, Room 341-E
Topeka, Kansas 66612

Dear Senator King:

SUBJECT: Fiscal Note for SB 258 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 258 is respectfully submitted to your committee.

SB 258 would modify the statute of limitations for certain sex crimes under the Juvenile Justice Code. The bill would allow proceedings to commence at any time against offenders who have committed the crimes of rape or aggravated criminal sodomy as a juvenile. Currently, proceedings must commence within five years after commission of those crimes. For other sexually violent crimes, when the victim is 18 years of age or older prosecution must be commenced within ten years or one year from the date on which the identity of the suspect is conclusively established by DNA testing, whichever is later. When the victim is under 18 years of age, prosecution must commence within ten years of the date the victim turns 18 years of age or one year from the date on which the identity of the suspect is conclusively established by DNA testing, whichever is later.

The Office of Judicial Administration indicates that SB 258 has the potential for increasing the number of cases filed in district courts and appeals filed in appellate courts. This would increase the time spent by district and appellate court judicial and non-judicial personnel in processing, researching, and hearing cases. Likewise, the additional cases could also result in the collection of added revenue from docket fees. However, it is not possible to predict the number of additional court cases or appeals that would arise or how complex and time-consuming they would be. Therefore, a precise fiscal effect cannot be determined.

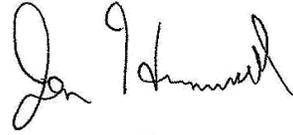
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The Department of Corrections states that the bill would have no fiscal effect on juvenile services or the juvenile correctional facilities. Any fiscal effect associated with SB 258 is not reflected in *The FY 2015 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Jon Hummell". The signature is fluid and cursive, with the first name "Jon" being more prominent than the last name "Hummell".

Jon Hummell,
Interim Director of the Budget

cc: Mary Rinehart, Judiciary
Scott Schultz, Sentencing Commission
Jeremy Barclay, DOC
Pat Scalia, BIDS