

SESSION OF 2015

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2024

As Amended by House Committee on Judiciary

Brief*

HB 2024 would amend the law governing the crime of domestic battery to require a court to consider information presented to the court regarding a current or prior protective order issued against the offender in determining the sentence to be imposed within the limits provided for a first or subsequent offense. The bill would define “protective order” for these purposes. The bill also would strike language allowing the Department of Corrections to order that certain offenders not be required to undergo domestic violence offender assessments.

Background

In the House Judiciary Committee, Representative Kuether and a concerned citizen appeared in support of the bill. Representatives of the Kansas Coalition Against Sexual and Domestic Violence and Kansas Judicial Council submitted written testimony in support of the bill, and a representative of the Office of Judicial Administration offered neutral testimony. There were no opponents.

The House Committee amended the bill to replace “available information” with “information presented to the court.”

The fiscal note prepared by the Division of the Budget indicates passage of the bill, as introduced, would increase expenditures for the Office of Judicial Administration by

*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>

\$264,078 in FY 2016 due to an approximate increase of 4,279 court services officer hours, requiring 5.0 additional FTE. This number is based on an estimate of 4 additional hours of staff time to research and write presentence investigation reports in misdemeanor cases and 3 additional hours in felony cases. In FY 2014, 2,509 persons were charged with misdemeanor domestic battery and 79 persons charged with felony domestic battery. These costs would be expected to continue in FY 2017.