

February 14, 2020

The Honorable John Barker, Chairperson
House Committee on Federal and State Affairs
Statehouse, Room 285-N
Topeka, Kansas 66612

Dear Representative Barker:

SUBJECT: Fiscal Note for HB 2520 by House Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2520 is respectfully submitted to your committee.

HB 2520 would define “assault of a sports official” as an assault committed against an official on the premises of an athletic facility during an athletic contest when the official is engaged in their official duties. Assault of a sports official would be a class B person misdemeanor. The bill would define “aggravated assault of a sports official” as an assault committed with a deadly weapon, while the offender is disguised to conceal their identity, or with the intent to commit any felony. Aggravated assault of a sports official would be a severity level 6, person felony. The bill would define “battery against a sports official” as battery committed against an official on the premises of an athletic facility during an athletic contest when the official is engaged in their official duties. Battery against a sports official would be a class A person misdemeanor.

The Office of Judicial Administration indicates that enactment of HB 2520 could increase the number of cases filed in district courts because it would expand the crimes of assault and battery to include sports officials. This could increase the time spent by district court judicial and nonjudicial personnel in processing, researching and hearing cases. In addition, because a portion of this crime carries a misdemeanor penalty component, the bill could also require more supervision of offenders by court services offices. The bill could also result in the collection of docket fees, supervision fees and fines assessed in cases filed under the provisions of the bill. However, a fiscal effect cannot be determined because the number of potential cases cannot be estimated.

The Kansas Sentencing Commission estimates that enactment of the bill would result in an increase of one to three adult prison beds needed by the end of FY 2021, depending on the scenario. By the end of FY 2030, one to three additional beds would also be needed. The Commission estimates an increase of one to two prison admissions each year for the next ten years. The current estimated available bed capacity is 9,916. Based upon the Commission's most recent ten-year projection contained in its *FY 2020 Adult Inmate Prison Population Projections* report, it is estimated that the year-end population for available capacity will be over capacity by 258 inmates in FY 2020 and 524 inmates in FY 2021. The Department would house any additional inmates over the capacity limit in contract jail beds. The cost to house an inmate in a contract bed ranges from \$40 per day to \$74.76 per day. Any fiscal effect associated with HB 2520 is not reflected in *The FY 2021 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink that reads "L. L. Campbell". The signature is written in a cursive style with a large, sweeping initial "L".

Larry L. Campbell
Division of the Budget

cc: Mary Rinehart, Judiciary
Scott Schultz, Sentencing Commission
Randy Bowman, Corrections