

February 24, 2015

The Honorable John Barker, Chairperson  
House Committee on Judiciary  
Statehouse, Room 149-S  
Topeka, Kansas 66612

Dear Representative Barker:

**SUBJECT:** Fiscal Note for HB 2102 by House Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2102 is respectfully submitted to your committee.

HB 2102 would modify the provisions in the Kansas Probate Code that stipulate which property may be used to satisfy a surviving spouse' inheritance in a proceeding for an elective share. Currently, the value of any real estate recovered, which governs intestate succession of certain real estate belonging to the decedent during the marriage, is included in amounts used to satisfy the elective share. HB 2102 would eliminate the value of such real estate from inclusion with amounts would be used to satisfy the share.

The Office of Judicial Administration notes that the provisions of HB 2102 are clarifying in nature and would not be expected to result in the filling of additional probate cases. Therefore, the passage of HB 2102 would not have a fiscal effect.

Sincerely,



Shawn Sullivan,  
Director of the Budget

cc: Mary Rinehart, Judiciary