

SESSION OF 2016

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2501

As Recommended by House Committee on
Corrections and Juvenile Justice

Brief*

HB 2501 would amend the definition of a crime committed with an electronic device to add the words "including but not limited to" before the list of crimes in the statute, making the list non-exhaustive. The crimes currently listed in the statute are criminal use of a financial card, unlawful acts concerning computers, identity theft and identity fraud, and electronic solicitation.

Background

The House Committee on Corrections and Juvenile Justice introduced the bill at the request of the Kansas Attorney General.

In the House Committee hearing, proponent testimony was provided by a representative of the Office of the Attorney General. Written proponent testimony was provided by a representative of the Kansas Association of Chiefs of Police, Kansas Sheriffs' Association, and Kansas Peace Officers Association. There was no neutral or opponent testimony. The House Committee recommended the bill be placed on the Consent Calendar.

According to the fiscal note prepared by the Division of the Budget, the Office of Judicial Administration indicated the bill could result in additional filings or criminal charges in existing cases. Additionally, the Office states there could be a

*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>

fiscal effect on both docket fees and fine revenue if additional cases are filed. Until the courts have had an opportunity to operate under the provisions of the bill, an accurate estimate of the fiscal effect upon the Judicial Branch cannot be given.

The Kansas Sentencing Commission estimates passage of the bill could result in an increase of adult prison beds needed in FY 2017. As of January 15, 2016, the available bed capacity is 9,636. Based upon the Commission's most recent ten-year projection contained in its FY 2016 Adult Inmate Prison Population Projections report, it is estimated the year-end population will exceed available male capacity by 326 inmates in FY 2016 and 516 inmates in FY 2017.

Any fiscal effect associated with the bill is not reflected in *The FY 2017 Governor's Budget Report*.