

February 16, 2021

The Honorable Larry Alley, Chairperson
Senate Committee on Federal and State Affairs
Statehouse, Room 136-E
Topeka, Kansas 66612

Dear Senator Alley:

SUBJECT: Fiscal Note for SB 190 by Senate Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning SB 190 is respectfully submitted to your committee.

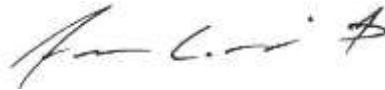
SB 190 would enact the Kansas Protection of Firearms Rights Act. The bill would modify the crime of criminal possession of a weapon by a convicted felon to reduce the number and types of felony convictions that would cause an offender to be found in violation if the offender possesses a weapon. Also, the bill would specify that the Act's prohibitions would not apply to any person who has had the relevant conviction expunged or who has been pardoned for the applicable felony.

The bill would also specify that the person whose arrest record, conviction, or diversion of a crime has been expunged would be deemed to have had the person's right to keep and bear arms fully restored. The restoration of rights would include, but not be limited to, the right to use, transport, receive, purchase, transfer, and possess firearms.

The Office of Judicial Administration states enactment of SB 190 would reduce the number of ways unlawful possession of a weapon is committed, which could reduce the number of charges filed. The Office states this could reduce the time spent by court employees and judges processing and hearing these cases. According to the Office, a fiscal effect cannot be estimated.

The Kansas Sentencing Commission states enactment of the bill could have an effect on prison admissions and bed space; however, the Commission cannot estimate what that effect would be. The Department of Corrections states enactment of the bill would have no fiscal effect on the Department's operations. Any fiscal effect associated with SB 190 is not reflected in *The FY 2022 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt". The signature is fluid and cursive, with a distinct flourish at the end.

Adam Proffitt
Director of the Budget

cc: Debbie Thomas, Judiciary
Paul Weisgerber, KBI
Randy Bowman, Corrections
Scott Schultz, Sentencing Commission
Jay Hall, Association of Counties