

February 8, 2022

The Honorable Kellie Warren, Chairperson
Senate Committee on Judiciary
Statehouse, Room 346-S
Topeka, Kansas 66612

Dear Senator Warren:

SUBJECT: Fiscal Note for SB 412 by Senate Committee on Judiciary

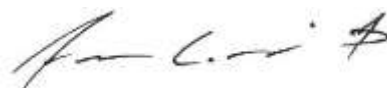
In accordance with KSA 75-3715a, the following fiscal note concerning SB 412 is respectfully submitted to your committee.

SB 412 would increase the penalties for a second or subsequent conviction of a violation of a protective order from a class A person misdemeanor to a severity level 7, person felony. A second or subsequent conviction of a violation of an extended protection order would be increased from a severity level 6, person felony to a severity level 4, person felony.

The Kansas Sentencing Commission estimates that enactment of SB 412 would have an impact on prison admissions and bed space, but the effect cannot be determined. The current estimated available bed capacity is 9,428 for males and 936 for females. Based upon the Commission's most recent ten-year projection contained in its *FY 2022 Adult Inmate Prison Population Projections* report, it is estimated that the year-end population will total 7,782 male and 756 female inmates in FY 2022 and 7,736 male and 730 female inmates in FY 2023. The Department of Corrections indicates that enactment of the bill would have no fiscal effect.

The Office of Judicial Administration indicates enactment of the bill could have a fiscal effect on expenditures of the Judicial Branch because the bill increases the penalties for violations of protective orders. This could require court services officers to supervise such offenders for a longer period of time. However, a fiscal effect cannot be estimated because the number of potential cases is unknown. Any fiscal effect associated with SB 412 is not reflected in *The FY 2023 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Vicki Jacobsen, Judiciary
Scott Schultz, Sentencing Commission
Randy Bowman, Corrections