

SESSION OF 2019

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2097

As Recommended by House Committee on
Judiciary

Brief*

HB 2097 would amend law related to the cost of keeping civil prisoners in county jail. The bill would change the amount taxed as costs in an action for keeping a civil defendant imprisoned in county jail from \$1.50 per day to an amount equal to that provided by the county for the maintenance of other prisoners. The bill also would require the same provision be made for civil prisoners as made for other county prisoners.

Background

The bill was introduced by the House Committee on Judiciary at the request of the Kansas Sheriffs Association. In the House Committee hearing, representatives of the Kansas Sheriffs Association and the Kansas Association of Counties (KAC) testified in support of the bill. Proponents stated the change was needed to reflect the true cost of housing civil prisoners in county jails. No other testimony was provided.

According to the fiscal note prepared by the Division of the Budget on the bill, KAC indicated enactment of the bill would cause significant increases in revenue to county jails across the state, but the actual fiscal effect would vary from county to county depending on the number of persons civilly detained. An example provided by KAC was Shawnee County's *per diem* of \$73.75.

*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>