

February 8, 2021

The Honorable Russell Jennings, Chairperson
House Committee on Corrections and Juvenile Justice
Statehouse, Room 151B-S
Topeka, Kansas 66612

Dear Representative Jennings:

SUBJECT: Fiscal Note for HB 2092 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2092 is respectfully submitted to your committee.

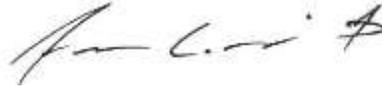
HB 2092 would remove “drug offender” from the definition of “offender” in the Kansas Offender Registration Act and would remove subsections relating to defining “drug offender.” The bill would also remove the felony penalty for multiple nonpayments of offender registration fees to the sheriff.

The Kansas Sentencing Commission estimates that enactment of HB 2092 would result in a decrease of 51 adult prison beds by the end of FY 2022. By the end of FY 2031, HB 2092 would result in 83 fewer beds being needed. The current estimated available bed capacity is 9,420 for males and 948 for females. Based upon the Commission’s most recent ten-year projection contained in its *FY 2020 Adult Inmate Prison Population Projections* report, it is estimated that the year-end population for available male capacity will be under capacity by 1,287 inmates in FY 2021 and 1,241 inmates in FY 2022. The Department of Corrections indicates that the reduction in prison population would not be sufficient to reduce current prison expenditures. The Department notes that the reduction would be beneficial towards avoiding future prison costs and would improve the ability to socially distance inmates to help mitigate the spread of the coronavirus in the facility, staff working at the facility, and inmates released into the community.

The Office of Judicial Administration indicates that enactment of the bill would have a negligible fiscal effect that could be absorbed within existing resources. The Office of the Attorney General states that the bill would have no fiscal effect. Any fiscal effect associated with HB 2092 is not reflected in *The FY 2022 Governor’s Budget Report*.

The Kansas Association of Counties indicates that the bill could reduce expenditures for counties because the county would no longer monitor some offenders, but a precise fiscal effect cannot be estimated.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt", with a stylized flourish at the end.

Adam Proffitt
Director of the Budget

cc: Debbie Thomas, Judiciary
Willie Prescott, Office of the Attorney General
Scott Schultz, Sentencing Commission
Randy Bowman, Corrections
Jay Hall, Association of Counties