

February 16, 2011

The Honorable Pat Colloton, Chairperson  
House Committee on Corrections and Juvenile Justice  
Statehouse, Room 167-W  
Topeka, Kansas 66612

Dear Representative Colloton:

SUBJECT: Fiscal Note for HB 2319 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2319 is respectfully submitted to your committee.

HB 2319 would amend existing law by expanding the conditions of house arrest programs under the Department of Corrections. Courts must inform offenders and any other people residing with the offender of the nature and extent of the house arrest monitoring and obtain a written agreement indicating the offender's intent to comply with all program requirements. Law enforcement officers, community corrections officers, court services officers or agents of the Department of Corrections would be permitted to enter an offender's residence to verify the offender's compliance with house arrest conditions. Offenders may be monitored by electronic monitoring devices on the offender's person or in the offender's home; remote blood alcohol monitoring devices; home telephone verification procedure; radio frequency devices; or any combination of methods. The bill also makes several technical amendments related to *The 2010 Session Laws of Kansas* citations and language enacted by the 2010 Legislature.

According to the Department of Corrections, enactment of HB 2319 would have no fiscal effect on agency operations. The Department states that under the current system, house arrest is not used; therefore, any additional requirements for house arrest monitoring would not affect corrections procedures.

HB 2319 has the potential for requiring additional monitoring of offenders by court services officers. If it does, the Office of Judicial Administration indicates that there would be a fiscal effect on the operations of the court system. However, it is not possible to predict the

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number of additional offenders who would be ordered to serve house arrest under the provisions of the bill. Therefore, a precise fiscal effect cannot be determined. In any case, the fiscal effect would most likely be accommodated within existing court resources.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven J. Anderson", written in a cursive style.

Steven J. Anderson, CPA, MBA  
Director of the Budget

cc: Jeremy Barclay, Corrections  
Mary Rinehart, Judiciary  
Helen Pedigo, Sentencing Commission