

SESSION OF 2002

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2735

As Amended by House Committee on
Judiciary

Brief*

HB 2735 amends the aggravated battery statute by including (1) unintentionally causing great bodily harm while driving under the influence of alcohol or drugs (DUI), and (2) unintentionally causing bodily harm while DUI.

The penalty for causing great bodily harm while DUI is a severity level 5 person felony. The penalty for causing bodily harm is a level 8 person felony.

Background

The Douglas County Assistant District Attorney and an Assistant Attorney General appeared in support of the bill.

The fiscal note indicates a need for an additional 12 to 502 prison beds over a ten-year period, beginning in 2003. During this time period the Department of Corrections would operate at the margin or in a deficit situation regarding medium to maximum security beds for male inmates. Further, the bill would contribute to the need for a permanent addition to prison capacities.

If population increases can be accommodated within existing capacity, additional costs would be basic support costs estimated at \$2,037 per inmate per year. Additional costs for health care could be incurred. If population increases result in a need for the expansion of current capacity, one-time costs for construction and equipment, in addition to annual operating costs would be needed. It is estimated that annual operating costs would be in the range of \$13,000 to \$16,000 per inmate for new cellhouses built at existing facilities. Further, the bill

*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/cgi-bin/fulltext/bills.cgi>

may call for increased field supervision caseloads beyond the level that can be handled by existing staff.