

February 23, 2022

The Honorable Fred Patton, Chairperson
House Committee on Judiciary
Statehouse, Room 582-N
Topeka, Kansas 66612

Dear Representative Patton:

SUBJECT: Fiscal Note for HB 2625 by Representative S. Ruiz, et al.

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2625 is respectfully submitted to your committee.

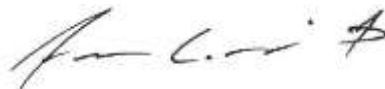
HB 2625 would create the new crime of elector fraud, which would be creating, receiving, possessing, maintaining, mailing, delivering or otherwise transmitting any falsely made, altered, forged, or otherwise fraudulent presidential electoral college certification of vote with the intent to hinder, prevent, or defeat a fair election. Elector fraud would be a severity level 10, nonperson felony.

The Kansas Sentencing Commission estimates that enactment of HB 2625 would have a negligible effect on prison admissions and bed space. 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 increase the number of cases filed in district courts because it creates a new crime. This, in turn, would increase the time spent by district court judicial and nonjudicial personnel in processing, researching, and hearing cases. The bill could also result in additional supervision of offenders by court services officers because the crime carries a severity level 10, nonperson felony penalty. Additional docket fees, supervision fees, and fines could also be collected in cases filed under the provisions of the bill. However, a fiscal effect cannot be determined because the number of additional cases cannot be estimated.

The Office of the Secretary of State indicates enactment of the bill would have no fiscal effect. Any fiscal effect associated with HB 2625 is not reflected in *The FY 2023 Governor's Budget Report*.

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: Vicki Jacobsen, Judiciary
Randy Bowman, Corrections
Scott Schultz, Sentencing Commission
Sandy Tompkins, Office of the Secretary of State