

February 15, 2022

The Honorable Stephen Owens, Chairperson
House Committee on Corrections and Juvenile Justice
Statehouse, Room 546-S
Topeka, Kansas 66612

Dear Representative Owens:

SUBJECT: Fiscal Note for HB 2658 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2658 is respectfully submitted to your committee.

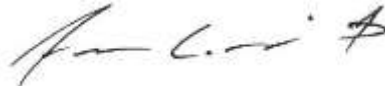
HB 2658 would replace the list of standard conditions of probation and would allow for special conditions of probation. The bill would allow the court to impose the following special conditions on defendants:

1. Obey all laws and ordinances and report any law enforcement contact within 24 hours to a supervision officer;
2. Not engage in physical violence or threats of violence;
3. Not use, purchase, or possess a dangerous weapon if the defendant is a felon;
4. Report to a supervision officer and be truthful;
5. Remain in Kansas and other specified areas as defined by the supervision officer;
6. Reside at an approved residence unless authorized by a supervision officer;
7. Not possess, use, or distribute controlled substances;
8. Not possess or consume any form of alcohol;
9. Submit to substance use testing;
10. Participate in assessments, treatment, programming, and other directives;
11. Pay restitution, court costs, supervision fees, and other costs; and,
12. Submit to certain searches.

The Kansas Sentencing Commission estimates that enactment of HB 2658 could have an effect on prison admissions and bed space, but that this effect cannot be determined. 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 that enactment of the bill would have a negligible fiscal effect that could be absorbed within existing resources. Any fiscal effect associated with HB 2658 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: Scott Schultz, Sentencing Commission
Randy Bowman, Corrections
Vicki Jacobsen, Judiciary