

February 5, 2025

The Honorable Kellie Warren, Chairperson  
Senate Committee on Judiciary  
300 SW 10th Avenue, Room 346-S  
Topeka, Kansas 66612

Dear Senator Warren:

**SUBJECT:** Fiscal Note for SB 94 by Senator Haley

In accordance with KSA 75-3715a, the following fiscal note concerning SB 94 is respectfully submitted to your committee.

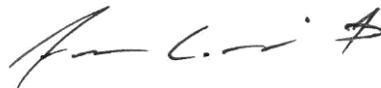
SB 94 would require a person convicted of an offense resulting in the incapacitation or death of a victim who is the parent or guardian of a minor child to pay restitution in the form of child support. The court would order reasonable and necessary child support for each minor child of the victim until age 18 and graduation from high school. If the victim or the victim's family would bring a civil suit before restitution is ordered, the court would not enter the order. If the victim or victim's family would bring a civil action after restitution is ordered, the restitution order would be offset by the amount of the judgment.

The Department for Children and Families (DCF) indicates that enactment of SB 94 would have no fiscal effect on the agency. According to the Kansas Crime Index, there were 13,294 violent crime offenses committed in Kansas in 2023 and there was a ten-year average of 12,239 violent crime offenses committed per year. However, there are no known statistics about how many victims of violent crimes were parents, how many of these crimes resulted in incapacitation of a parent, nor how many children were impacted in these incidents. DCF assumes that Child Support Services (CSS) would not be responsible for enforcing the order established. Child support orders do not require persons to utilize CSS services. DCF assumes responsibility to establish child support would be handled by private counsel or the District Court Trustee.

The Office of Judicial Administration indicates that enactment of SB 94 could have a fiscal effect on expenditures of the Judicial Branch. The bill's provisions would require the court to obtain all the information needed to establish child support, monitor the support until the child

reaches 18 years of age, and amend or modify the order if the victim or their family sues. Nevertheless, until the courts have had an opportunity to operate under the provisions of SB 94, an accurate estimate of the fiscal effect on expenditures by the Judicial Branch cannot be given. The bill would not have a fiscal effect on revenues to the Judicial Branch or the State General Fund. Any fiscal effect associated with SB 94 is not reflected in *The FY 2026 Governor's Budget Report*.

Sincerely,

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

Adam C. Proffitt  
Director of the Budget

cc: Kim Holter, Department for Children & Families  
Trisha Morrow, Judiciary