

February 10, 2017

The Honorable Rick Wilborn, Chairperson  
Senate Committee on Judiciary  
Statehouse, Room 541-E  
Topeka, Kansas 66612

Dear Senator Wilborn:

**SUBJECT:** Fiscal Note for SB 156 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 156 is respectfully submitted to your committee.

SB 156 would expand the list of actions that constitute the unlawful creation of a hazard. The bill would include the act of exposing, abandoning, or otherwise leaving any loaded firearm that is not equipped with a tamper-resistant mechanical lock or other safety device, properly engaged so that the weapon is inoperable by any person other than the owner or another lawfully authorized user in a place accessible to children. A violation would be a class A nonperson misdemeanor.

Under current law, exposing, abandoning, or otherwise leaving any explosive or dangerous substance in a place accessible to children is a class B nonperson misdemeanor. SB 156 would change the crime to a class A nonperson misdemeanor.

According to the Office of Judicial Administration, SB 156 would increase the number of cases filed under the bill's provisions, which could cause judicial and non-judicial staff to spend more time processing, researching, and hearing cases. Since the crime is a misdemeanor, there could also be more supervision of offenders required to be performed by court service officers. The bill could also result in the collection of docket fees from those cases filed under the provisions of SB 156. However, it is not possible to predict the number of additional court cases that would arise or how complex and time-consuming they would be. Therefore, a fiscal effect cannot be determined. The Department for Children and Families states any fiscal effect resulting from enactment of SB 156 would be negligible. Any fiscal effect associated with SB 156 is not reflected in *The FY 2018 Governor's Budget Report*.

Sincerely,



Shawn Sullivan,  
Director of the Budget

cc: Ashley Michaelis, Judiciary  
Jackie Aubert, Children & Families