

March 9, 2021

The Honorable Russell Jennings, Chairperson
House Committee on Corrections and Juvenile Justice
Statehouse, Room 151B-S
Topeka, Kansas 66612

Dear Representative Jennings:

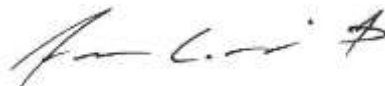
SUBJECT: Fiscal Note for HB 2401 by House Committee on Appropriations

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2401 is respectfully submitted to your committee.

HB 2401 would allow the Department of Corrections to enter agreements with private entities for public-private projects to construct or renovate buildings at correctional institutions for education programs or spiritual services. The bill would allow the agency to request approval for the issuance of bonds for a public-private project from the Department of Administration and the Kansas Development Finance Authority. Prior to commencing any public-private project, the agency would be required to advise and consult with the Joint Committee on State Building Construction. The bill would require the agency to include the projects in its capital improvement budget submission to the Division of the Budget and its five-year capital improvement plan to the Joint Committee on State Building Construction. The bill would allow the Department to establish a nonprofit corporation for fund raising and to use funds for public-private projects without bidding, provided state funds are no more than 25.0 percent of the cost of the projects.

The Department of Corrections indicates that enactment of the bill would not have a fiscal effect on the agency. However, the agency notes that enactment of the bill would allow it to facilitate donations of philanthropic private funds to support certain buildings at correctional institutions. The bill would require the agency to include any anticipated projects under the provisions of the bill in its annual budget requests. Any fiscal effect associated with HB 2406 is not reflected in *The FY 2022 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Randy Bowman, Corrections