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Kansas

Division of the Budget

Adam Proffitt, Director

Laura Kelly, Governor

February 9, 2021

The Honorable Fred Patton, Chairperson
House Committee on Judiciary
Statehouse, Room 519C-N
Topeka, Kansas 66612

Dear Representative Patton:

SUBJECT: Fiscal Note for HB 2229 by House Committee on Judiciary
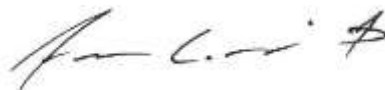
In accordance with KSA 75-3715a, the following fiscal note concerning HB 2229 is respectfully submitted to your committee.

HB 2229 would increase the criminal penalties for multiple thefts of mail. The bill would make the theft of mail with value less than $1,500 from three separate locations within a 72-hour period as part of the same act or transaction, or in two or more acts or transactions, or constituting parts of a common scheme or course of conduct, a severity level 9, nonperson felony.

The Kansas Sentencing Commission estimates that enactment of HB 2229 may have an impact on prison admissions and bed space, but this effect cannot be determined at this time. The current estimated available bed capacity is 9,420 for males and 948 for females. Based upon the Commission's most recent ten-year projection contained in its *FY 2020 Adult Inmate Prison Population Projections* report, it is estimated that the year-end population for available male capacity will be under capacity by 1,287 inmates in FY 2021 and 1,241 inmates in FY 2022.

The Office of Judicial Administration indicates that enactment of the bill could require more supervision of offenders by court services officers, which could be handled within existing resources. The Department of Corrections indicates enactment of the bill would have no fiscal effect on the agency. Any fiscal effect associated with HB 2229 is not reflected in *The FY 2022 Governor's Budget Report*.

Sincerely,

Adam Proffitt
Director of the Budget

cc: Debbie Thomas, Judiciary
Randy Bowman, Corrections
Scott Schultz, Sentencing Commission