

February 10, 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 2607 by House Committee on Corrections and Juvenile Justice

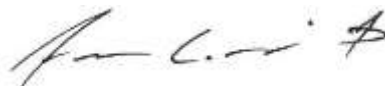
In accordance with KSA 75-3715a, the following fiscal note concerning HB 2607 is respectfully submitted to your committee.

HB 2607 would amend current law by adding another constraint limiting the time in which a habeas corpus action may be filed. The bill would require that a habeas corpus action be brought within one year of the latest of the following:

1. The decision of a district court denying a prior habeas motion;
2. The opinion of the last appellate court in this state to exercise jurisdiction on a prior habeas motion; or
3. The denial of the petition for review on a prior habeas motion.

The Office of Judicial Administration states enactment of the bill could have a fiscal effect on Judicial Branch operations because the bill's provisions would add another time limit on how long a criminal defendant has to file a habeas action. Because of the additional time limit, the Office states it is possible that fewer criminal cases would be filed; however, a fiscal effect cannot be estimated. Any fiscal effect associated with HB 2607 is not reflected in *The FY 2023 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Vicki Jacobsen, Judiciary
Willie Prescott, Office of the Attorney General