

February 1, 2013

The Honorable Lance Kinzer, Chairperson
House Committee on Judiciary
Statehouse, Room 165-W
Topeka, Kansas 66612

Dear Representative Kinzer:

SUBJECT: Fiscal Note for HB 2081 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2081 is respectfully submitted to your committee.

HB 2081 would add the crimes of indecent solicitation of a child, aggravated solicitation of a child, and sexual exploitation of a child to the list of conduct and offenses for which property would be subject to forfeiture. The bill would also add computer devices to the list of property that could be seized by law enforcement.

The Office of Judicial Administration indicates that HB 2081 has the potential for increasing the number of forfeiture proceedings and case filings for the courts. This would increase the time spent by court judicial and non-judicial personnel in processing, researching, and hearing cases. 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 precise fiscal effect cannot be determined. In any case, the fiscal effect would most likely be accommodated within the existing schedule of court cases and would not require additional resources.

State or local law enforcement agencies may also incur additional revenue from enactment of the bill. Current law dictates the options and procedure for the disposition and sale of forfeited property. Law enforcement agencies may retain, destroy, use for investigative or training purposes, or sell forfeited property. If the property is sold, proceeds are directed first to court or legal costs associated with the proceedings. Any remaining proceeds are then credited to state or local law enforcement agencies. The precise fiscal effect resulting from passage of the bill is difficult to determine because the number of forfeiture cases, the disposition and value of any property that would be seized under the bill, and the legal costs that would be incurred are

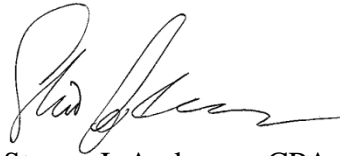
The Honorable Lance Kinzer, Chairperson

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unknown. Any fiscal effect associated with HB 2081 is not reflected in *The FY 2014 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven J. Anderson", with a long horizontal flourish extending to the right.

Steven J. Anderson, CPA, MBA
Director of the Budget

cc: Mary Rinehart, Judiciary