

March 9, 2015

The Honorable John Rubin, Chairperson  
House Committee on Corrections and Juvenile Justice  
Statehouse, Room 151-S  
Topeka, Kansas 66612

Dear Representative Rubin:

**SUBJECT:** Fiscal Note for HB 2382 by House Committee on Appropriations

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2382 is respectfully submitted to your committee.

HB 2382 would allow juvenile offenders who are at least 16 but less than 18 years of age at the time of sentencing; have been convicted as an adult or under the extended jurisdiction juvenile prosecution; and have been placed in the custody of the Department of Corrections to be placed in a juvenile correctional facility or an adult correctional institution. Under current law, juveniles who are 16 years of age or 17 years of age and have been convicted as adults cannot be placed in a juvenile correctional facility.

Currently, juvenile offenders who are ages 16 and 17 and have been convicted as adults are placed in the custody of the Department of Corrections, but cannot be housed with the general prison population. The Department does not have separate, specialized units or facilities to hold youthful offenders and must contract with Nebraska and North Dakota to house these offenders. The annual cost for youthful offender contracts is approximately \$221,000. The Department of Corrections indicates that HB 2382 could reduce the amount spent on those contracts and other associated costs related to transporting the offenders out of state. However, any contract savings achieved would be offset by expenditures required to absorb juveniles who would otherwise be housed in Nebraska or North Dakota into the Kansas juvenile correctional facility population. The Department notes that part of that cost would include \$15,000 per year for food service. However, the agency is unable to determine a precise estimate of the fiscal effect from the bill. Any fiscal effect associated with HB 2382 is not reflected in *The FY 2016 Governor's Budget Report*.

Sincerely,



Shawn Sullivan,  
Director of the Budget

cc: Jeremy Barclay, DOC