

February 10, 2023

The Honorable Stephen Owens, Chairperson
House Committee on Corrections and Juvenile Justice
300 SW 10th Avenue, Room 546-S
Topeka, Kansas 66612

Dear Representative Owens:

SUBJECT: Fiscal Note for HB 2180 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2180 is respectfully submitted to your committee.

HB 2180 would authorize the Department of Corrections to adopt rules and regulations providing for a system of good time calculations. For a crime committed on or after July 1, 2023, the bill would allow the amount of good time that can be earned by an inmate and subtracted from any sentence to be limited to an amount equal to 20.0 percent of the prison part of the sentence. For a nondrug severity level 7 through 10 crime or a drug severity level 3 through 5 crime, the amount of good time credit that could be earned would be limited to an amount equal to 25.0 percent of the prison part of the sentence. Under current law, the amount of program credit that can be earned and retained by an inmate for the successful completion of programs and subtracted from any sentence is limited to 120 days. The bill would increase the amount of program credit that can be earned to 150 days.

The Kansas Sentencing Commission estimates that enactment of HB 2180 would result in a decrease of 31 adult prison beds needed by the end of FY 2024. By the end of FY 2033, 456 fewer beds would be needed. The current estimated available bed capacity is 9,428 for males and 936 for females. Based upon the Commission's most recent ten-year projection contained in its *FY 2023 Adult Inmate Prison Population Projections* report, it is estimated that the year-end population will total 7,933 male and 764 female inmates in FY 2023 and 8,043 male and 740 female inmates in FY 2024.

The Department of Corrections indicates that the reduction in prison beds is beneficial to its ability to safely and effectively house, manage, and provide programs and services to correctional facility residents and could generate cost avoidances in the long term. However, any

reduction in the current cost to operate correctional facilities or in contracted services such as food service or health care would be negligible. The required software coding to incorporate the new rates into its offender management information system and process updates to apply the new rates to each resident could be completed within existing staff.

The Office of Judicial Administration indicates enactment of the bill would not have a fiscal effect on the operations of the Judicial Branch. Any fiscal effect associated with HB 2180 is not reflected in *The FY 2024 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt", with a stylized flourish at the end.

Adam Proffitt
Director of the Budget

cc: Randy Bowman, Department of Corrections
Scott Schultz, Sentencing Commission
Vicki Jacobsen, Judiciary