

February 27, 2023

The Honorable Kellie Warren, Chairperson
Senate Committee on Judiciary
300 SW 10th Avenue, Room 346-S
Topeka, Kansas 66612

Dear Senator Warren:

SUBJECT: Fiscal Note for SB 187 by Senator Haley

In accordance with KSA 75-3715a, the following fiscal note concerning SB 187 is respectfully submitted to your committee.

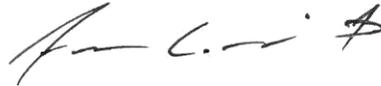
SB 187 would amend laws relating to wrongful conviction and imprisonment. A claimant would be entitled to receive interest on the damages from the date the suit for the claim was filed at a rate provided for interest on judgments in KSA 16-204. When a judgment has been entered, the Attorney General would seek to recover damages for the state of Kansas for the benefit of the State General Fund from any person who knowingly contributed to the wrongful conviction and imprisonment of a claimant. The Attorney General would prosecute ouster and criminal proceedings as the evidence in the case warrants.

The Office of the Attorney General states that the bill would require \$143,914 from the State General Fund in FY 2024 to administer the prejudgment interest provision and the requirements to attempt to collect damages in certain cases. Of that amount, \$129,385 would be for salaries and wages for 1.00 Attorney FTE position and \$14,529 would be for operating expenditures.

The Judicial Branch indicates that the bill could have a negligible effect on its expenditures and revenues, which could be absorbed within existing resources. Any fiscal effect associated with SB 187 is not reflected in *The FY 2024 Governor's Budget Report*.

The League of Kansas Municipalities and the Kansas Association of Counties both state that the bill would not have a fiscal effect.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt". The signature is fluid and cursive, with a distinct flourish at the end.

Adam Proffitt
Director of the Budget

cc: John Milburn, Office of the Attorney General
Vicki Jacobsen, Judiciary
Jay Hall, Kansas Association of Counties
Wendi Stark, League of Kansas Municipalities