

February 4, 2019

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

Dear Representative Jennings:

SUBJECT: Fiscal Note for HB 2073 by House Committee on Corrections and Juvenile Justice

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2073 is respectfully submitted to your committee.

HB 2073 would amend the definition of criminal sodomy and aggravated criminal sodomy in KSA 21-5504, to clarify what an appellate court may review on direct appeal and delete language allowing courts to waive fines imposed on convicted persons, if those fines are determined to cause manifest hardship on the convicted person or the person's family. Under current law, if a defendant is convicted, all expenditures made by the State Board of Indigents' Defense Services to provide counsel and other defense services are taxed against the defendant and are enforced as judgment for payment of money in civil cases.

The Judicial Branch estimates enactment of HB 2073 would have no fiscal effect on the courts. The State Board of Indigents' Defense Services indicates enactment of HB 2073 could have a fiscal effect on the Board, but the Board is unable to estimate what the effect would be. Any fiscal effect associated with HB 2073 is not reflected in *The FY 2020 Governor's Budget Report*.

Sincerely,



Larry L. Campbell
Director of the budget

cc: Pat Scalia, Indigents Defense Services
Janie Harris, Judiciary