

February 17, 2019

The Honorable Rick Wilborn, Chairperson  
Senate Committee on Judiciary  
Statehouse, Room 541-E  
Topeka, Kansas 66612

Dear Senator Wilborn:

**SUBJECT:** Fiscal Note for SB 100 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 100 is respectfully submitted to your committee.

SB 100 would amend current law regarding the residency restrictions for transitional or conditional release of sexually violent predators. The bill would reduce the minimum distance a person on transitional or conditional release could reside from a licensed childcare facility, an established place of worship, any residence in which a child under 18 years of age resides, or the real property of any school to 500 feet. Under current law, there is a 2,000 foot restriction applicable to the location of transitional or conditional release facilities or buildings.

Changes in the ownership of or use of property within the restricted distance from the residence of a person on transitional or conditional release that occur after the person establishes a court-approved residence could not be used as the basis for a finding that the person has violated the terms of the release.

In order to establish a court-approved residence, the person must:

1. Purchase or enter into a contract to purchase a residence;
2. Enter into a written lease contract for the residence; or,
3. Reside with an immediate family member who has established a residence in accordance with current statutory residency restrictions.

Any conditional release plan must include provisions directing what the person must do to establish a temporary residence if the person loses their court-approved residence as a result of an emergency situation.

The Kansas Department for Aging and Disability Services indicates enactment of SB 100 would have no fiscal effect on agency operations or the state hospitals.

Sincerely,

A handwritten signature in black ink, appearing to read "L. L. Campbell". The signature is fluid and cursive, with the first name "L." and last name "Campbell" clearly visible.

Larry L. Campbell  
Director of the Budget

cc: Janie Harris, Judiciary  
Scott Schultz, Sentencing Commission  
Linda Kelly, Corrections  
Cody Gwaltney, Aging & Disability Services