

February 27, 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 114 by Senate Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning SB 114 is respectfully submitted to your committee.

Under current law, a county, a city, a county or city law enforcement agency, a county department of corrections or the Kansas Highway Patrol is liable to pay a healthcare provider for healthcare services rendered to persons in custody, under certain circumstances. SB 114 would change current law by holding only a county, a city, or the state of Kansas liable to pay a healthcare provider for healthcare services rendered to persons in custody, under certain circumstances. Each of these entities could be considered a “charging governmental entity,” which is defined in the bill.

The Kansas Highway Patrol and the Department of Corrections indicate enactment of SB 114 would have no fiscal effect on the agencies. The League of Kansas Municipalities estimates enactment of SB 114 would have a fiscal effect on Kansas cities because cities that are not considered the charging governmental agency would not be liable for medical expenses for certain individuals in custody. The Kansas Association of Counties estimates counties would experience increased expenditures relating to medical expenses for individuals in custody. The Association assumes most charges would be made by the county or district attorney, which would shift medical expenditures from cities and the state to counties.

Sincerely,



Larry L. Campbell
Director of the Budget

cc: Linda Kelly, Corrections
Sherry Macke, Highway Patrol
Chardae Caine, League of Municipalities
Jay Hall, Association of Counties