

February 15, 2021

The Honorable Mike Thompson, Chairperson
Senate Committee on Utilities
Statehouse, Room 225B-E
Topeka, Kansas 66612

Dear Senator Thompson:

SUBJECT: Fiscal Note for SB 172 by Senate Committee on Utilities

In accordance with KSA 75-3715a, the following fiscal note concerning SB 172 is respectfully submitted to your committee.

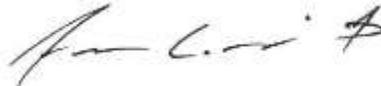
SB 172 would remove the crime of tampering with a pipeline. The bill would also create the crimes of trespassing on a critical infrastructure facility, which would be a class A nonperson misdemeanor; aggravated trespassing on a critical infrastructure facility, which would be a severity level seven, nonperson felony; criminal damage to a critical infrastructure facility, which would be a severity level six, nonperson felony; and aggravated criminal damage to a critical infrastructure facility, which would be a level five, nonperson felony. The bill defines “critical infrastructure facility.”

The Office of Judicial Administration states enactment of SB 172 could increase the number of cases filed in district court because it creates new crimes, which could result in more time spent by court employees and judges processing and hearing cases. In addition, the Office states because of the new crimes established in the bill, there could be additional supervision of offenders required to be performed by court service officers. According to the Office, a fiscal effect cannot be estimated. The Office estimates enactment of the bill could result in the collection of docket and supervision fees and fines assessed in cases filed under the bill’s provisions.

The Kansas Sentencing Commission states enactment of the bill could have an effect on prison admissions and beds. The Commission does not have enough information to determine what that effect would be, but any effect would be negligible. The Department of Corrections states enactment of the bill would have a negligible fiscal effect on agency operations. Any fiscal effect associated with SB 172 is not reflected in *The FY 2022 Governor’s Budget Report*.

Both the League of Kansas Municipalities and the Kansas Association of Counties state any fiscal effect resulting from the enactment of SB 172 would be negligible to local governments.

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: Debbie Thomas, Judiciary
Wendi Stark, League of Municipalities
Jay Hall, Association of Counties
Randy Bowman, Corrections
Scott Schultz, Sentencing Commission