

February 3, 2020

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

Dear Senator Wilborn:

**SUBJECT:** Fiscal Note for SB 334 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 334 is respectfully submitted to your committee.

SB 334 would remove a judge's ability to make findings regarding business entries with conditions, that when met, allow for admission. The bill would change the authentication process to require the proponent to produce evidence to support a finding that an item is what the proponent claims it is and provides a list of self-authenticating items of evidence. SB 334 would require an original writing, recording, or photograph be produced, subject to exceptions found in statutes or rules. In a jury trial, the bill would place the obligation to make a finding regarding authenticity on the jury and not the judge.

The Office of Judicial Administration states enactment of the bill would have a negligible fiscal effect on the operations of the Judicial Branch.

Sincerely,



Larry L. Campbell  
Director of the Budget

cc: Mary Rinehart, Judiciary