

MEMORANDUM

To: John Kirk, Division of the Budget
From: Scott M. Schultz, Executive Director
Date: February 21, 2021
Re: Prison Bed Impact Assessment, **HB 2346 – Allowing release of defendants to a pretrial supervision entity or program and allowing fees associated with supervision to the nonjudicial salary adjustment fund at the discretion of a chief judge**

IMPACT ASSESSMENT

- This bill will have **no** impact on prison admissions, prison beds, or the workload of the Commission as it does not affect or alter specific criminal penalties.

SUMMARY OF THE BILL

Section 1. K.S.A. 2020 Supp. 22-2802 is amended to create subsections (o)(2) and (o)(3) that provide “a chief judge may direct the remittance of such funds to the state treasury in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the nonjudicial salary adjustment fund established pursuant to K.S.A. 20-1a15, and amendments thereto. Such moneys shall not be considered supplemental compensation pursuant to K.S.A. 20-162(a) or 20-361(a), and amendments thereto. The defendant may petition the court to waive payment of the costs assessed pursuant to this subsection. The court may waive the costs in whole or in part for good cause shown.”

FINDINGS

- This bill does not affect or alter any specific criminal penalties. Thus, there will be no impact on prison admissions, bed space, or the workload of the Commission

IMPACT ASSESSMENT

- This bill will have **no** impact on prison admissions, prison beds, or the workload of the Commission.