

March 4, 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 426 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 426 is respectfully submitted to your committee.

SB 426 would require all law enforcement agencies in the state to adopt written policies by July 1, 2021, that require the electronic recording of custodial detention and would prohibit the use of deception during any such detention. The provisions of the bill would expire on July 1, 2022.

The Office of the Attorney General indicates that enactment of the bill would require additional resources to revise existing policy to prohibit the use of deception by special agents as defined in the bill. The Office would have to train special agents on the new provisions, but this could be handled within existing resources. The Office also states that the bill could result in reduced financial recoveries from the Medicaid Fraud Division and the Fraud and Abuse Litigation Division, but that this effect cannot be estimated. The Office indicates that local law enforcement agencies would also need to revise existing policies and train personnel on the new provisions, but the Office does not anticipate local agencies requiring additional positions.

The League of Kansas Municipalities and the Kansas Association of Counties indicate that enactment of the bill could increase expenditures for local law enforcement agencies to revise existing policies and train personnel, but the effect cannot be estimated.

The Kansas Bureau of Investigation and the Kansas Highway Patrol indicate that enactment of the bill would have no fiscal effect. Any fiscal effect associated with SB 426 is not reflected in *The FY 2021 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "L. L. Campbell". The signature is fluid and cursive, with a large initial "L" and a distinct "C" at the end.

Larry L. Campbell
Director of the Budget

cc: Trey Cocking, League of Municipalities
Jay Hall, Association of Counties
Sherry Macke, Highway Patrol
Paul Weisgerber, KBI
Willie Prescott, Office of the Attorney General