

CORRECTED
SESSION OF 2012

**SUPPLEMENTAL NOTE ON HOUSE SUBSTITUTE FOR
SUBSTITUTE FOR SENATE BILL NO. 39**

As Recommended by House Committee on
Appropriations

Brief*

House Sub. for Sub. for SB 39 would allow the Department of Corrections to sell a parcel of land near the Hutchinson Correctional Facility to Reno County for the purpose of building a county jail. The bill would adjust the distribution of the proceeds from this and future sales of state property and direct funds that currently are deposited in the State General Fund to the Kansas Public Employee Retirement (KPERS) Fund. Twenty percent of the proceeds of the sale would be deposited in a fee fund within the Department of Corrections and the remaining funds would be deposited in the KPERS Fund.

The bill would be in effect upon publication in the *Kansas Register*.

Background

SB 39, as introduced, would have amended the Kansas Offender Registration Act by expanding the definition of sex offender and adding a new classification of aggravated sex offender. Additional penalties and requirements, including prohibitions on sex offenders residing within 2,000 feet of schools and for the Department of Revenue to include an "aggravated sex offender" label on licenses, were also included. A substitute bill removed some of the requirements

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

of the original bill. The fiscal note on the bill, as introduced, estimated an impact of 160 additional prison beds by the end of FY 2013 at an average annual cost of \$25,000 per bed, for a total additional cost of \$4.0 million.

The House Committee on Appropriations replaced the contents of the bill with the contents of HB 2790. As introduced, the fiscal note for HB 2790 estimated the bill would generate \$69,000 in revenue, including \$55,200 credited to the State General Fund and \$13,800 credited to the Department of Corrections. The bill was amended to include language from HB 2194 that would direct 80 percent of revenue generated from the sale of surplus state real estate to the KPERS Fund. The bill as amended would credit \$13,800 to the Department of Corrections and \$55,200 to the KPERS Fund to be applied to the payment of the unfunded actuarial liability.

Proponents included the chief counsel for the Department of Corrections and county administrators for Reno County. There were no opponents.