

February 15, 2013

REVISED

The Honorable Mary Pilcher-Cook, Chairperson  
Senate Committee on Public Health and Welfare  
Statehouse, Room 441-E  
Topeka, Kansas 66612

Dear Senator Pilcher-Cook:

**SUBJECT:** Revised Fiscal Note for SB 141 by Senator Pilcher-Cook, et al.

In accordance with KSA 75-3715a, the following revised fiscal note concerning SB 141 is respectfully submitted to your committee.

SB 141 would prohibit abortions that are performed solely on account of the sex of the unborn child. The woman, the father, or parents of the woman may seek relief in a civil action. A woman upon whom an abortion is performed would not be prosecuted under SB 141. A first conviction of a violation would be a class A person misdemeanor. A second or subsequent conviction would be a severity level ten, person felony.

According to the Office of Judicial Administration, SB 141 has the potential for increasing the number of cases related to abortions based on gender filed in district and appellate courts. This would increase the time spent by district court and appellate court judicial and non-judicial personnel in processing, researching, and hearing cases. Likewise, the additional cases could also result in the collection of added revenue from docket fees and penalties. However, it is not possible to predict the number of additional court cases that would arise or how complex and time-consuming they would be. Therefore, a precise fiscal effect cannot be determined. In any case, the fiscal effect would most likely be accommodated within the existing schedule of court cases and would not require additional resources.

Since the original fiscal effect statement was issued, the Kansas Sentencing Commission has provided information on the effect of SB 141. The Commission estimates that the bill would have no effect on prison bed capacity. This information was not available at the time the original

The Honorable Mary Pilcher-Cook, Chairperson  
February 15, 2013  
Page 2—SB 141 Revised

note was prepared. Any fiscal effect associated with SB 141 is not reflected in *The FY 2014 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven J. Anderson". The signature is fluid and cursive, with a long horizontal stroke at the end.

Steven J. Anderson, CPA, MBA  
Director of the Budget

cc: Scott Schultz, Sentencing Commission  
Mary Rinehart, Judiciary  
Jeremy Barclay, KDOC