

February 1, 2008

REVISED

The Honorable John Vratil, Chairperson
Senate Committee on Judiciary
Statehouse, Room 281-E
Topeka, Kansas 66612

Dear Senator Vratil:

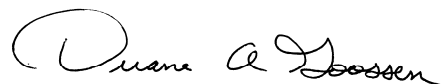
SUBJECT: Revised Fiscal Note for SB 48 by Senator Journey

In accordance with KSA 75-3715a, the following revised fiscal note concerning SB 48 is respectfully submitted to your committee.

Existing law allows the defendant, defendant's counsel, or the prosecuting attorney in an action to request a determination of the defendant's competency at any time after being charged with a crime and before being sentenced. SB 48 would also allow a judge of a municipal court to make this request.

Since the original fiscal statement was issued, the League of Kansas Municipalities has provided information on the fiscal effect of this bill. The League estimates that the enactment of SB 48 could increase the operating expenditures of cities because the bill has the potential to increase competency proceedings. The cities would be responsible for these additional expenses. However, the League states that it cannot estimate how many additional proceedings would result from the passage of SB 48.

Sincerely,



Duane A. Goossen
Director of the Budget

cc: Mary Rinehart, Judiciary
Larry Baer, League of Kansas Municipalities