

February 6, 2023

The Honorable Ken Rahjes, Chairperson  
House Committee on Agriculture and Natural Resources  
300 SW 10th Avenue, Room 112-N  
Topeka, Kansas 66612

Dear Representative Rahjes:

**SUBJECT:** Fiscal Note for HB 2160 by House Committee on Agriculture and Natural Resources

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2160 is respectfully submitted to your committee.

HB 2160 would exempt the transport of cotton bales from secured load requirements under certain conditions. The exemption would only apply if the truck, trailer, or semitrailer is hauling cotton bales intrastate within 150 miles from the place of production or storage. Exempt vehicles would have to be equipped with cradles and stakes or side posts that are a minimum of four feet high. Additionally, exempt cotton bale loads would have to be loaded from front to back in a single layer on the vehicle.

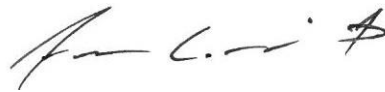
Estimated State Fiscal Effect				
	FY 2023 SGF	FY 2023 All Funds	FY 2024 SGF	FY 2024 All Funds
Revenue	--	--	--	(17,005,622)
Expenditure	--	--	--	--
FTE Pos.	--	--	--	--

According to the Kansas Highway Patrol, enactment of HB 2160 would make the state uncompliant with federal safety standards, causing up to \$17,005,622 of federal funds to be withheld. This amount is equivalent to 4.0 percent of the federal aid apportioned to Kansas through the National Highway Performance Program and Surface Transportation Block Grant Program.

Federal regulations state that up to 8.0 percent of this apportionment may be withheld in the second and subsequent years of noncompliance.

The Kansas Department of Agriculture, the Kansas Department of Transportation, and the Kansas Corporation Commission indicate that enactment of HB 2160 would not have a fiscal effect on agency operations. Any fiscal effect associated with HB 2160 is not reflected in *The FY 2024 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt", with a stylized flourish at the end.

Adam Proffitt  
Director of the Budget

cc: Kellen Liebsch, Department of Agriculture  
Sherry Macke, Highway Patrol  
Brendan Yorkey, Department of Transportation