

March 1, 2011

The Honorable Steve Brunk, Chairperson
House Committee on Federal and State Affairs
Statehouse, Room 149-S
Topeka, Kansas 66612

Dear Representative Brunk:

SUBJECT: Fiscal Note for HB 2223 by House Committee on Commerce and Economic Development

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2223 is respectfully submitted to your committee.

HB 2223 would enact the Kansas Employer Immigration Accountability Act. The bill states that all employers in Kansas will have the option of using E-verify to verify employment status for employees hired after January 1, 2011. On and after July 1, 2011, if a business chooses to use E-verify and an illegal person is hired because paper work for employment eligibility is not complete, incorrectly completed, or the E-verify report provided incorrect eligibility status, the business would not lose its license or be prohibited from doing business as long as the business takes steps to correct the information gathered and terminates an illegal person upon discovering the illegal status. On and after January 1, 2012 any business that knowingly, intentionally, and consistently hires illegal people would lose its license to do business. Also, no state agency, department, board, commission, county, or municipality could award a contract to a contractor unless the contractor makes a written statement that verifies the employment eligibility of its employees through E-verify.

The bill requires a licensing body to have or adopt procedures for the suspension, termination, nonrenewal, or denial of a license to practice a profession or do business if the licensing body discovers violations of this Act. HB 2223 provides policies and procedures that a licensing body would follow before a license would be suspended, terminated, or denied.

Passage of HB 2223 could have a fiscal effect on state agencies, departments, boards, commissions, counties, and municipalities that issue licenses and currently do not have

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procedures to enforce the provisions of the bill. However, there are no data to estimate any additional expenditures the passage of this bill could require.

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: Melissa Wangemann, KS Association of Counties
Larry Baer, League of KS Municipalities