

January 25, 2021

The Honorable Sean Tarwater, Chairperson
House Committee on Commerce, Labor and Economic Development
Statehouse, Room 151D-S
Topeka, Kansas 66612

Dear Representative Tarwater:

SUBJECT: Fiscal Note for HB 2112 by Representative Tarwater

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2112 is respectfully submitted to your committee.

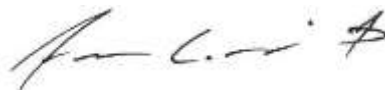
HB 2112 would specify that the operator's liability for a lessee's claim of damage to or loss of stored property would be limited to the maximum value of property that may be stored under the rental agreement. The bill would require the claim limitation to be part of the rental agreement. Additionally, the bill would require the rental agreement to include a query of the occupant as to whether the occupant wishes to designate an alternative contract to receive notices required by the Self-Storage Act and a space to designate the alternative contract.

The bill would make changes to the procedures required before the operator sells stored property of a lessee in default as follows:

1. A sale of stored property could be conducted online or in person;
2. Notice of the sale could be placed in any commercially reasonable manner and not only by publication in the local newspaper; and
3. If less than three independent bidders attend the sale online or in person, the sale would be cancelled, rescheduled, or advertised.

The Office of Judicial Administration states enactment of the bill would have a negligible fiscal effect on the Judicial Branch.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Debbie Thomas, Judiciary