

February 17, 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 2297 by House Committee on Commerce, Labor and Economic Development

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2297 is respectfully submitted to your committee.

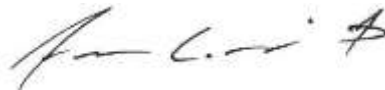
HB 2297 would allow the Office of the Secretary of State to set the price for *Session Laws of Kansas*, *Kansas Statutes Annotated*, and *Kansas Administrative Regulation* (KAR) publications without determining the price through rules and regulations. The bill would also update statutes regarding the agency publications to align with current practices and procedures for publishing each document. The bill would require submission of the *Session Laws of Kansas* to the state printer to occur after the sine die adjournment of each legislative session. Publication of the *Kansas Register* could be in print or electronic form.

The bill also includes the option to require notice for amendments to the Kansas Constitution to be published in one newspaper in each county in Kansas where a newspaper is published, and if no newspaper is published in a county, then in a Kansas-published newspaper of general circulation in each county. After this publication, the Secretary of State would certify the amount spent for publication to the Director of Accounts and Reports and that amount would be transferred from the State General Fund to the agency's Information Services Fee Fund. Finally, the bill would allow the Secretary of State to use the state procurement process to receive bids from third parties for publications.

According to the Office of the Secretary of State, the agency is preparing to produce the first complete set of *Kansas Administrative Regulations* since 2009. Because the pricing for these books is set by regulation from a decade ago and the agency indicates it does not have time to update the pricing through the rules and regulations process before the books are done, the agency expects to lose approximately \$35,000 annually on these publications. Enactment of HB 2297,

which would allow the agency to recoup the cost of production and shipping, would result in savings to the agency of \$34,079 in FY 2021 and \$35,221 in FY 2022. This savings is based on the difference between the prices set by current regulation and the prices that would be set based on actual costs authorized by enactment of the bill. Any fiscal effect associated with HB 2297 is not reflected in *The FY 2022 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: Sandy Tompkins, Office of the Secretary of State