

February 21, 2022

The Honorable Richard Hilderbrand, Chairperson
Senate Committee on Public Health and Welfare
Statehouse, Room 142-S
Topeka, Kansas 66612

Dear Senator Hilderbrand:

SUBJECT: Fiscal Note for SB 489 by Senate Committee on Public Health and Welfare

In accordance with KSA 75-3715a, the following fiscal note concerning SB 489 is respectfully submitted to your committee.

SB 489 would remove the Secretary of Health and Environment's current authority to take action to prevent the introduction and spread of infectious or contagious disease and remove the Secretary from several provisions pertaining to the investigation of actual or potential exposures to an infectious or contagious disease that is potentially life threatening. This would leave the related authority to the local health officer only. The bill would also remove the Secretary's authority to develop and adopt certain rules and regulations related to the control of infectious or contagious diseases and require the Secretary to prepare an annual report and recommendations on infectious and contagious diseases for the Legislature.

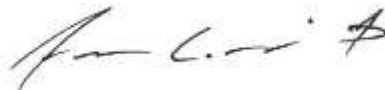
In addition, the bill would remove local health officers' authority to order any sheriff, deputy sheriff, or other law enforcement officer to assist in the execution or enforcement of orders issued and would remove county or joint boards of health and local officers' current authority to prohibit public gatherings when necessary for the control of any and all infectious or contagious disease.

The Kansas Department of Health and Environment states enactment of SB 489 could result in fiscal effects due to the loss of a central, state-level public health authority to assist local units when there is an infectious or contagious disease. This would include the ability to request and secure federal funding for response to an emergency, such as providing necessary supplies and resources. The agency notes many local health departments lack the administrative capacity to coordinate with federal agencies and authorities on a regular basis. The agency could not estimate

the potential fiscal effect. Any fiscal effect associated with SB 489 is not reflected in *The FY 2023 Governor's Budget Report*.

The Kansas Association of Counties and League of Kansas Municipalities reported the bill would not have any fiscal effect on local governments.

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: Dan Thimmesch, Health & Environment
Jay Hall, Association of Counties
Wendi Stark, League of Municipalities