

February 20, 2023

The Honorable Jeff Longbine, Chairperson  
Senate Committee on Financial Institutions and Insurance  
300 SW 10th Avenue, Room 546-S  
Topeka, Kansas 66612

Dear Senator Longbine:

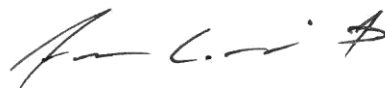
SUBJECT: Fiscal Note for SB 199 by Senator Holland

In accordance with KSA 75-3715a, the following fiscal note concerning SB 199 is respectfully submitted to your committee.

SB 199 would amend the Technology—Enabled Fiduciary Financial Institutions Act. The bill would list the various reasons the State Banking Board could deny, suspend, revoke, or refuse to approve a fiduciary financial institution charter. The Commissioner, with the approval of the Board, would also be authorized to assess and collect a civil money penalty of not less than \$5,000 per violation from a fiduciary financial institution for violations of the Act or the Act's rules and regulations. The bill would also require the fiduciary financial institution to purchase a surety bond in an amount equal to 5.0 percent of the institution's total assets.

The Office of State Bank Commissioner indicates SB 199 would not have a fiscal effect. The Kansas Judicial Branch indicates SB 199 could increase the number of cases filed in the district courts because it allows the Commissioner's final orders to be subject to the Kansas Judicial Review Act. This provision of the bill would increase time spent by district court judicial and nonjudicial personnel in processing, researching, and hearing cases. The enactment of the bill could increase the collection of docket fees that would be deposited into the State General Fund. The agency indicates it is unable to estimate a fiscal effect. Any fiscal effect associated with SB 199 is not reflected in *The FY 2024 Governor's Budget Report*.

Sincerely,



Adam Proffitt  
Director of the Budget

cc: Vicki Jacobsen, Judiciary  
Brock Roehler, Office of the State Bank Commissioner