

March 11, 2021

The Honorable John Barker, Chairperson
House Committee on Federal and State Affairs
Statehouse, Room 285A-N
Topeka, Kansas 66612

Dear Representative Barker:

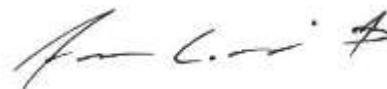
SUBJECT: Fiscal Note for HB 2407 by House Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2407 is respectfully submitted to your committee.

HB 2407 would require boards of postsecondary educational institutions to create policies on sexual assault, domestic violence, dating violence and stalking involving students at state universities, Washburn University, community colleges and technical colleges. The policy must include an affirmative consent standard in the determination of whether consent was given by all parties to a sexual activity and standards to evaluate consent. The bill would outline minimum requirements that boards must include in adopting detailed and victim-centered policies and protocols regarding sexual assault. Last, boards would be required to implement comprehensive prevention and outreach programs addressing sexual violence, domestic violence, dating violence and stalking which we be a part of every incoming student's orientation.

The Kansas Board of Regents indicates enactment of HB 2407 would have an impact on the state universities, Washburn University, community colleges and technical colleges. The Board indicates that much of the bill's requirements are already implemented by postsecondary educational institutions in order to maintain eligibility for federal Title IV funding. However, the Board indicates that implementation of the affirmative consent rule would be different from current practice. The Board states that any fiscal effect associated with this portion of the bill cannot be estimated.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Kelly Oliver, Board of Regents