

February 11, 2025

The Honorable Patrick Penn, Chairperson  
House Committee on Legislative Modernization  
300 SW 10th Avenue, Room 218-N  
Topeka, Kansas 66612

Dear Representative Penn:

**SUBJECT:** Fiscal Note for HB 2271 by House Committee on Legislative Modernization

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2271 is respectfully submitted to your committee.

HB 2271 would remove all sunset provisions in 2024 SB 291, which was signed by the Governor on May 9, 2024, and will currently expire on July 1, 2026.

The Office of Information Technology Services indicates it cannot determine a fiscal effect at this time. OITS states that it has just began a consolidation study and will not have definitive information regarding the costs of consolidation until after a final report has been received and presented to Legislative committees in the 2026 Legislative Session. OITS indicates the recommendations of the committees will help determine how widespread the consolidation will be and will help OITS determine a cost for this consolidation moving forward. OITS notes that \$15.0 million from the State General Fund has already been appropriated for this consolidation in FY 2026 in 2024 SB 291.

The Office of Judicial Administration indicates enactment of the bill would increase expenditures for the Judicial Branch. The Judicial Branch states that it has requested enhancement funding totaling \$33,000 from the State General Fund in FY 2026 to begin implementation of the provisions of 2024 SB 291. The Judicial Branch states it has also requested \$318,500 from the State General Fund in FY 2026 for cybersecurity-related enhancements. The Office states these expenditures would be ongoing annual expenditures to implement the provisions of the bill. The Office also states that additional funding of \$108,000 from the State General Fund for additional software costs not included in its FY 2026 budget request is also anticipated to be required to implement the provisions of the bill. The Office indicates that there may be a need for additional cybersecurity-related enhancement requests in FY 2026, but the Judicial Branch will submit any additional requests in the next budget cycle.

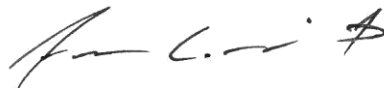
Legislative Administrative Services (LAS) indicates enactment of the bill will increase expenditures for the Legislature's budget, but that the effect cannot be estimated at this time. LAS states that it has been working towards the cybersecurity requirements provided in the bill but has not been able to determine a definitive effect. LAS states that expenditures will include hiring a chief information security officer, related hardware and software purchases, as well as continued cybersecurity analysis to comply with the National Institute of Standards and Technology cybersecurity framework and for the United States Cybersecurity and Infrastructure Security Agency to perform annual audits of Legislative Branch agencies.

The Division of the Budget notes that current law requires all information technology and cybersecurity expenditures to be appropriated as a separate line item and not be merged with other items of appropriation beginning in FY 2026. The Division notes that the data to fulfill the requirement is not readily available, which has led to difficulty in implementing this provision from 2024 SB 291. That bill also requires the Division and OITS to determine the amount each Executive Branch agency has expended during fiscal years 2021 through 2025 for services performed by the Kansas Information Security Office (KISO) or other cybersecurity services to determine a five-year average and lapse the State General Fund amounts and transfer the special revenue fund amounts to the Information Technology Fund of KISO in FY 2026. The Division notes that such shifting of funds could be problematic due to federal tracking requirements which prohibit comingling of federal funds. In addition, the data to accomplish this task is not readily available and may not be possible to complete within the timeline specified in 2024 SB 291. These provisions would require additional time and study from the Division to fulfill.

The Office of the Attorney General indicates enactment of the bill would increase expenditures by \$60,000 in FY 2026 and FY 2027 from the State General Fund due to increased costs of cybersecurity software required to comply with the provisions of the bill.

The Adjutant General indicates enactment of the bill would not have a fiscal effect on the agency. Any fiscal effect associated with HB 2271 is not reflected in *The FY 2026 Governor's Budget Report*.

Sincerely,



Adam C. Proffitt  
Director of the Budget

cc: Trisha Morrow, Judiciary  
Tom Day, Legislative Services  
Michael Neth, Office of the Adjutant General  
Kyle Strathman, Insurance Department  
Brian Reiter, Office of Information Technology Services  
Sandy Tompkins, Office of the Secretary of State  
Matt Bingesser, Office of the Attorney General