

February 10, 2025

The Honorable Susan Humphries, Chairperson
House Committee on Judiciary
300 SW 10th Avenue, Room 582-N
Topeka, Kansas 66612

Dear Representative Humphries:

SUBJECT: Fiscal Note for HB 2348 by House Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2348 is respectfully submitted to your committee.

HB 2348 would provide that an award of tenure at a postsecondary educational institution may confer certain benefits, processes, or preferences, but tenure would be discretionary and conditional and could not create any entitlement, right, or property interest in a faculty member's current, ongoing, or future employment at an institution.

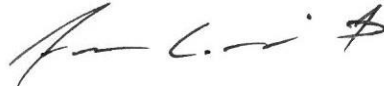
The bill would provide that the Board of Regents and any institution could not define, award, or otherwise recognize tenure as an entitlement, right, or property interest in a faculty member's current, ongoing, or future employment at an institution. No award of tenure by the Board or any institution in existence on the effective date of the bill would be considered or deemed an entitlement, right, or property interest in a faculty member's current, ongoing, or future employment at an institution.

Any special benefits, processes, or preferences conferred on a faculty member by an institution's award of tenure would be at any time revoked, limited, altered, or otherwise modified by the awarding institution or by the Board of Regents. Nothing in the bill would be interpreted or used to infringe or abrogate a faculty member's otherwise constitutionally protected rights or interests. The bill would take effect upon its publication in the *Kansas Register*.

The Office of Judicial Administration states enactment of bill would not have a fiscal effect on the operations of the Judicial Branch. The Office of the Attorney General estimates expenditures from the State General Fund of approximately \$250,000 to defend the bill, if it is

enacted in both FY 2026 and FY 2027. The Board of Regents states enactment of the bill could have a fiscal effect on the operations of the Board and Kansas postsecondary educational institutions; however, the Board does not have enough information to estimate what that fiscal effect would be. Any fiscal effect associated with HB 2348 is not reflected in *The FY 2026 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam C. Proffitt", with a stylized flourish at the end.

Adam C. Proffitt
Director of the Budget

cc: Trisha Morrow, Judiciary
Becky Pottebaum, Board of Regents
Matt Bingesser, Office of the Attorney General