

February 16, 2026

The Honorable Mike Thompson, Chairperson  
Senate Committee on Federal and State Affairs  
300 SW 10th Avenue, Room 144-S  
Topeka, Kansas 66612

Dear Senator Thompson:

SUBJECT: Fiscal Note for SB 376 by Senate Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning SB 376 is respectfully submitted to your committee.

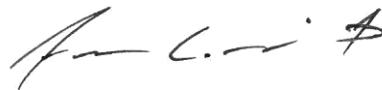
SB 376 would change the definition of “antique slot machine” for purposes of the criminal gambling statutes relating to dealing in and possession of gambling devices. Under current law, a slot machine is considered an antique if it was manufactured before 1950. The bill would instead define an antique slot machine as one manufactured at least 50 years before the date of the alleged offense. Possession of an antique slot machine that is not used for gambling purposes is a defense to charges of dealing in gambling devices, a severity level 8 nonperson felony, and possession of a gambling device, a class B nonperson misdemeanor.

The Sentencing Commission indicates that enactment of SB 376 would have no impact on prison admissions or prison beds. The Commission notes that from CY 2023 through CY 2025, there were zero felony arrests for dealing in gambling devices, and there was one felony conviction under the statute during the past three fiscal years, which resulted in a sentence of probation.

The Judiciary indicates that enactment of the bill could increase its expenditures by a negligible amount that could be absorbed within existing resources. The Kansas Racing and Gaming Commission and the Board of Indigents’ Defense Services indicate that enactment of the bill would have no fiscal effect on operations of the respective agencies. Any fiscal effect associated with SB 376 is not reflected in *The FY 2027 Governor’s Budget Report*.

The Kansas Association of Counties indicates that enactment of the bill could increase county government expenditures related to investigations and prosecutions for gambling devices, but a precise estimate of this fiscal effect cannot be determined. The League of Kansas Municipalities indicates that any fiscal effect on cities as a result of the bill could be absorbed within existing resources.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam C. Proffitt". The signature is fluid and cursive, with a large initial "A" and a distinct "P" at the end.

Adam C. Proffitt  
Director of the Budget

cc: Ann Sagan, Board of Indigents Defense Services  
Trisha Morrow, Judiciary  
Jennifer King, Department of Corrections  
Scott Schultz, Kansas Sentencing Commission  
Bruce Chladny, Kansas Association of Counties  
Wendi Stark, League of Kansas Municipalities  
Keith Kocher, Kansas Lottery  
Brandi White, Kansas Racing & Gaming Commission