



April 17, 2026

The Honorable Larry Alley, Chairperson
Senate Committee on Commerce
300 SW 10th Avenue, Room 159-S
Topeka, Kansas 66612

Dear Senator Alley:

SUBJECT: Fiscal Note for SB 535 by Senate Committee on Ways and Means

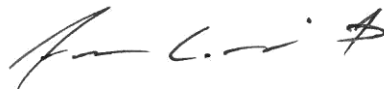
In accordance with KSA 75-3715a, the following fiscal note concerning SB 535 is respectfully submitted to your committee.

SB 535 would amend current law governing the authority of the State Fire Marshal to grant exemptions from rules and regulations concerning explosive materials. Under current law, the State Fire Marshal may grant exemptions from specific requirements of rules and regulations upon a written request that demonstrates enforcement would cause unnecessary hardship or that the exemption is necessary to allow the petitioner to take advantage of new methods or equipment of recognized adequacy that conforms to fundamental safety standards. The bill would require the State Fire Marshal, upon written request from a correctional authority, to issue a three-year certificate of exemption from any rules and regulations, or code provisions adopted by reference in those rules and regulations, relating to the acquisition, possession, transportation, disposition, and use of explosive materials. The certificate could be renewed every three years. A request for an exemption would have to be accompanied by proof of the correctional activities being conducted and proof that the correctional authority is federally licensed to possess and store explosive materials. The exemption would not apply to rules and regulations concerning storage, recordkeeping, and permitting requirements for explosive materials. The bill would define "correctional authority" to include any agency of the United States, the State of Kansas, or any political subdivision that administers the operation of facilities in Kansas for the holding, detention, imprisonment, confinement, or incarceration of persons, as well as any business entity that contracts directly with such an agency, is registered to do business in Kansas, and administers the operation of correctional facilities in the state.

The State Fire Marshal indicates that enactment of SB 535 would increase expenditures from its fee fund by \$2,500 in both FY 2027 and FY 2028 to administer the certificate of exemption program established by the bill. The agency estimates that up to 378 facilities could be eligible to request a certificate of exemption and that processing each request would require approximately \$20 in staff time. Because certificates would be issued on a three-year cycle, the average annual fiscal effect is estimated at \$2,500. The Department of Corrections indicates that enactment of the bill would have no effect on its operations. Any fiscal effect associated with SB 535 is not reflected in *The FY 2027 Governor's Budget Report*.

The League of Kansas Municipalities and the Kansas Association of Counties indicate that enactment of the bill would have no fiscal effect on local governments.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam C. Proffitt", followed by a stylized flourish.

Adam C. Proffitt
Director of the Budget

cc: Jennifer King, Department of Corrections
Jamie Rodvelt, Office of the State Fire Marshal
Bruce Chladny, Kansas Association of Counties
Wendi Stark, League of Kansas Municipalities