

February 21, 2012

The Honorable Steve Brunk, Chairperson  
House Committee on Federal and State Affairs  
Statehouse, Room 149-S  
Topeka, Kansas 66612

Dear Representative Brunk:

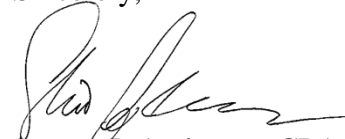
SUBJECT: Fiscal Note for HB 2690 by Representative Garber, et al.

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2690 is respectfully submitted to your committee.

HB 2690 would amend the Kansas Indoor Clean Air Act to allow smoking on the premises of any private business where one or more persons are employed or engaged in the purchase, sale, or manufacture of commodities, or the provision of services, as long as the business is not controlled by any state or local government. The bill would further restrict smoking to businesses that employ or serve persons 21 years of age or older, and would require that the businesses post signs that smoking is allowed on the premises at all entrances, and also post the Kansas Quit Line Signs that are produced by the Kansas Department of Health and Environment.

The Kansas Department of Health and Environment indicates that passage of the bill could increase expenditures by up to \$7,051 from the State General Fund to produce and mail the required signs to the 1,700 drinking establishments that might choose to allow smoking on their premises. The League of Kansas Municipalities states that passage of the bill would result in the need for additional enforcement activity by police and code enforcement officials. In the event of violations of the bill, cities may also have additional costs for the salaries of police investigators, prosecuting attorneys, and court personnel. Any fiscal effect associated with HB 2690 is not reflected in *The FY 2013 Governor's Budget Report*.

Sincerely,



Steven J. Anderson, CPA, MBA  
Director of the Budget

cc: Kathy Lewis, Racing & Gaming  
Stephen Durrell, Lottery  
Aaron Dunkel, KDHE  
Larry Baer, League of Kansas Municipalities