

February 25, 2011

The Honorable Terrie Huntington, Chairperson
Senate Committee on Ethics and Elections
Statehouse, Room 235-E
Topeka, Kansas 66612

Dear Senator Huntington:


SUBJECT: Fiscal Note for SB 166 by Senator Hensley, et al.

In accordance with KSA 75-3715a, the following fiscal note concerning SB 166 is respectfully submitted to your committee.

SB 166 would restrict outside employment for certain state officers and employees. The bill would make it a crime for named individuals to be employed or receive any compensation for any work, outside of official duties, which involves at least ten hours per week. The crime would be a class A misdemeanor carrying a potential sentence of up to one year in county jail, or up to a \$2,500 fine, or both.

Of the 15 state agencies specifically listed in this bill, all but one stated that passage of SB 166 would have no fiscal effect. The Office of the Attorney General states that it could prosecute criminal cases if a county or district attorney requested assistance. Passage of SB 166 could affect this agency if prosecution costs were not reimbursed by the county requesting assistance. Because the number of cases that could be filed is not known, the fiscal effect cannot be estimated. Any fiscal effect associated with SB 166 is not reflected in *The FY 2012 Governor's Budget Report*.

Sincerely,



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

cc: Pat Higgins, Administration
Christy Myers, Secretary of State's Office
Aaron Otto, Treasurer's Office