

March 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 242 by Senate Committee on Federal and State Affairs

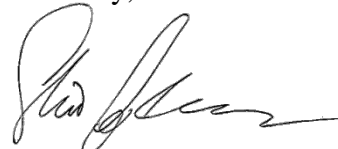
In accordance with KSA 75-3715a, the following fiscal note concerning SB 242 is respectfully submitted to your committee.

SB 242 would create the Interstate Compact on the Agreement Among the States to Elect the President by National Popular Vote Act. The bill would allow any state and the District of Columbia to become a member of the compact and each member state would be required to conduct a statewide popular election for President and Vice President of the United States. The bill would establish a procedure for the State of Kansas to follow if it decides to join the multi-state compact, including the process of determining a presidential candidate. The agreement would take effect only when enough states cumulatively possessing a majority in the Presidential Electoral College have enacted this agreement in substantially the same form, and the enactments by these states have taken effect in each state.

Any member state would be allowed to withdraw from the agreement, except that a withdrawal occurring six months or less before the end of a President's term would not become effective until a President or Vice President is qualified to serve the next term. The Governor would be required to promptly notify the chief executive of all other states when this agreement has been enacted and has taken effect in that official's state, when the state has withdrawn from this agreement, and when this agreement takes effect generally. The agreement would be terminated if the Electoral College is abolished. If any provision of this agreement is held invalid, the remaining provisions would not be affected.

The Secretary of State indicates that any costs associated with SB 242 would occur only once every four years during the presidential election and could be absorbed within existing resources.

Sincerely,



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

cc: Kim Ribelin, Secretary of State's Office