

March 20, 2013

The Honorable Sharon Schwartz, Chairperson
House Committee on Agriculture and Natural Resources
Statehouse, Room 149-S
Topeka, Kansas 66612

Dear Representative Schwartz:

SUBJECT: Fiscal Note for HB 2404 by House Committee on Taxation

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2404 is respectfully submitted to your committee.

HB 2404 would amend corporate farming law in Kansas by defining and establishing the limits for “agricultural business entities.” Any agricultural business entity would be permitted to operate anywhere in the state. The bill would also amend the definitions of “limited agricultural partnerships,” “family farm corporations,” “authorized farm corporations,” “limited liability agricultural companies,” and “family farm limited liability agricultural companies.”

The Department of Agriculture and Department of Commerce both state that enactment of HB 2404 would have no fiscal effect on agency operations, respectively. Likewise, the Kansas Association of Counties reports that the bill would have no effect on local governments.

The Office of the Attorney General indicates that any fiscal effect resulting from the passage of the bill would be related to defending any legal challenges. It is estimated that defense of the bill’s provisions would not exceed \$25,000 annually and would be financed with Kansas Tort Claims Act resources. Any fiscal effect associated with HB 2404 is not reflected in *The FY 2014 Governor’s Budget Report*.

Sincerely,



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

cc: Mark Heim, Agriculture
Dan Lara, Commerce
Willie Prescott, Attorney General’s Office
Melissa Wangemann, KAC