

SESSION OF 2013

SUPPLEMENTAL NOTE ON SENATE BILL NO. 135

As Amended by Senate Committee on Federal
and State Affairs

Brief*

SB 135, as amended, would shift responsibility for administering the Boiler Safety Act to the State Fire Marshal from the Department of Labor. The transfer would include the Boiler Inspection Fee Fund and certain employees to be transferred to the State Fire Marshal that are paid from that funding source.

In addition, the bill would:

- Remove “pressure vessels used to store or transport anhydrous ammonia” from the provisions of the Act; and
- Authorize the State Fire Marshal, upon finding a violation of the Act, to impose a civil penalty not to exceed \$1,000 for each day of unlawful operation. The entire amount received from the civil penalties would be deposited in the State General Fund.

Background

At the Committee hearing on SB 135, testimony in support of the bill was provided by the State Fire Marshal.

The Senate Committee on Federal and State Affairs amended the bill to require all moneys collected from civil penalties to be deposited into the State General Fund instead

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

of the Boiler Inspection Fee Fund and delete language increasing penalties to a Class A Misdemeanor from a Class C Misdemeanor in current law.

According to a revised fiscal note provided by the Division of the Budget on SB 135, as introduced, the State Fire Marshal estimated additional expenditures of \$560,739 in FY 2014 and \$540,129 in FY 2015, along with 7.00 FTE positions that would be part of the transfer. The agency also indicated funding may be requested for additional vehicles. The State Fire Marshal estimated additional revenue of \$640,000 in both FY 2014 and FY 2015.