

SESSION OF 2013

SUPPLEMENTAL NOTE ON SENATE BILL NO. 37

As Recommended by Senate Committee on
Commerce

Brief*

SB 37 would repeal the sunset that will cause the Kansas Home Inspectors Professional Competence and Financial Responsibility Act to expire on July 1, 2013.

Background

In 2008, the Legislature passed the Kansas Home Inspectors Professional Competence and Financial Responsibility Act, KSA 58-4501 through KSA 58-4514. The Act creates a fee-funded Registration Board to register qualified home inspectors, adopt a standard of practice and code of ethics, and administer the Act. In 2009, the Legislature amended the Act to sunset it on July 1, 2013.

Representatives of the Kansas Association of Real Estate Inspectors and the Kansas Association of Realtors spoke in favor of the bill, stating the enacted consumer protection legislation has worked well to assure that the public has access to home inspections which are objective and competent. Proponents noted that without the Act, real estate agents and sellers could become more at risk for litigation.

There was no opponent testimony.

According to the fiscal note provided by the Division of the Budget, passage of the bill would maintain revenues of

*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>

approximately \$3,500 to the Home Inspectors Registration Fee Fund in FY 2014. Revenues to the Fund are derived from fees and fines assessed to registrants of the Board. Should this legislation not pass, the balance remaining in the Fund, approximately \$46,000, would be remitted to the State General Fund. As reflected in *The Governor's Budget Report*, the Board's recommended annual budget is \$15,007 for FY 2014 and FY 2015.