

February 18, 2015

The Honorable John Barker, Chairperson  
House Committee on Judiciary  
Statehouse, Room 149-S  
Topeka, Kansas 66612

Dear Representative Barker:

**SUBJECT:** Fiscal Note for HB 2330 by House Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2330 is respectfully submitted to your committee.

HB 2330 would provide that any consumer who believes that the board of directors or property manager of a common interest community has violated his or her rights, as established by the Kansas Uniform Common Interest Owners Bill of Rights Act, would be able to file a complaint with the Division of Consumer Protection in the Attorney General's Office. The division would investigate each complaint and if it is determined to be valid, the Division would be able to utilize any remedy available under the Consumer Protection Act. In addition, HB 2330 lists what members of the board of directors would not be allowed to do and what unit owners would be allowed to do within the provisions of the bill.

Estimated State Fiscal Effect				
	FY 2015 SGF	FY 2015 All Funds	FY 2016 SGF	FY 2016 All Funds
Revenue	--	--	--	--
Expenditure	--	--	\$149,993	\$149,993
FTE Pos.	--	--	--	2.00

The Office of the Attorney General states that HB 2330, if passed, would require 2.00 FTE positions: one investigator and one attorney to investigate and litigate complaints. The expense of salaries and benefits and associated costs is estimated to be \$149,993 in FY 2016 and \$143,714 in FY 2017. The office may receive fees from its investigations or enforcement

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actions but the amount is difficult to predict. Any fiscal effect associated with HB 2330 is not reflected in *The FY 2016 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Sullivan", with a horizontal line extending to the right.

Shawn Sullivan,  
Director of the Budget

cc: Willie Prescott, Attorney General's Office