

January 19, 2016

The Honorable Janice Pauls, Chairperson
House Committee on Federal and State Affairs
Statehouse, Room 285-N
Topeka, Kansas 66612

Dear Representative Pauls:

SUBJECT: Fiscal Note for HB 2440 by Representative Claeys

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2440 is respectfully submitted to your committee.

Under the Personal and Family Protection Act, it is currently unlawful to prohibit the carrying of a concealed handgun in any state or municipal building unless the building has adequate security measures to ensure that no weapons are permitted to be carried into the building. HB 2440 would amend the Act to specify that the carrying of a concealed handgun must not be prohibited in any “public area” of any state or municipal building, unless the public area has adequate security measures to ensure that no weapons are permitted to be carried into the public area. Additionally, the carrying of a concealed handgun must not be prohibited throughout any state or municipal building in its entirety unless the building has adequate security measures at all public access entrances. “Public area” would be defined as any portion of a state or municipal building that is open to and accessible by the public or which is otherwise designated as a public area.

If the state or a local government wishes to prohibit the carrying of a concealed handgun in portions of a building that are public areas rather than prohibiting the carrying of a concealed handgun in an entire building, the state or a local government could experience savings from reducing the number of entrances that require adequate security measures. However, the specific fiscal effect from HB 2440 is difficult to determine because the security changes that may be made to each state and local government building as a result of the bill’s passage is unknown.

The Kansas Highway Patrol provides security services to agencies within the Capitol Complex and indicates that the bill would have no fiscal effect on the agency. It is assumed that any changes to security costs relating to adequate security measures defined in the bill would be incurred by individual agencies. However, the Department of Administration estimates that those costs would not change substantially with HB 2440.

The Office of the Attorney General indicates that it is likely that there would be no fiscal effect on the agency. However, prior amendments to the Personal and Family Protection Act have typically resulted in numerous requests for formal interpretations of the law changes. If the number of requests is greater than the volume of requests that can be handled with current staff, the Office could be required to hire an additional attorney. Any fiscal effect associated with HB 2440 is not reflected in *The FY 2017 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: Kim Torrey, Highway Patrol
Karen Clowers, Legislative Services
Ashley Michaelis, Judiciary
Colleen Becker, Department of Administration
Melissa Wangemann, Association of Counties
Larry Baer, League of Municipalities
Willie Prescott, Attorney General's Office