

January 23, 2015

The Honorable Mitch Holmes, Chairperson  
Senate Committee on Ethics and Elections  
Statehouse, Room 237-E  
Topeka, Kansas 66612

Dear Senator Holmes:

**SUBJECT:** Fiscal Note for SB 10 by Senator Haley

In accordance with KSA 75-3715a, the following fiscal note concerning SB 10 is respectfully submitted to your committee.

SB 10 would amend existing law to provide a method of filling vacancies in the governing body of a municipality. The bill would require that the appointment of a replacement member be made within 30 days of the vacancy by a majority vote of the remaining members. In situations where the vacancy was not filled within 30 days, the bill would require the governing body to adopt a resolution calling for a special election to fill the vacancy. This election would need to be held within 45 days of passage of the resolution. Candidates would be required to file for the vacancy in the same way as other candidates for office, and the special election would be held by the county election office.

According to the League of Kansas Municipalities and the Kansas Association of Counties, passage of SB 10 has the potential for a fiscal effect on the cities and counties in Kansas. Because the bill would require a special election if the remaining members of the governing body could not decide on a person to fill a vacancy, the cities and counties would be burdened with the cost of that election. Neither organization, however, is able to estimate the actual fiscal effect because the costs of conducting special elections vary from county to county, and it is not known how many special elections would be required or the size of the cities or counties affected.

Sincerely,



Shawn Sullivan,  
Director of the Budget

cc: Larry Baer, League of Municipalities  
Melissa Wangemann, Association of Counties