

February 2, 2016

The Honorable Larry Powell, Chairperson
Senate Committee on Natural Resources
Statehouse, Room 237-E
Topeka, Kansas 66612

Dear Senator Powell:

SUBJECT: Fiscal Note for SB 384 by Senate Ways and Means

In accordance with KSA 75-3715a, the following fiscal note concerning SB 384 is respectfully submitted to your committee.

SB 384 would amend the Nongame and Endangered Species Conservation Act concerning endangered and threatened species listings. The bill defines critical habitat and requires that recovery plans for endangered and threatened species be published on the website of the Kansas Department of Wildlife, Parks and Tourism. The bill would prohibit the establishment of any rules and regulations pertaining to habitat except for critical habitat and would prohibit designating critical habitat for an endangered and threatened species unless a recovery plan has been completed for the species. Regulations concerning a listed species could not take effect until 30 days after the publication of the recovery plan on the agency website. In addition, the bill would narrow the application of laws concerning endangered and threatened species as they relate to normal agricultural practices, development of residential and commercial property, and any publicly funded or permitted project after the completion of the project.

According to the Kansas Department of Wildlife, Parks and Tourism, passage of SB 384 would cause some additional expenditures connected with the publication of currently existing recovery plans and shifting responsibilities from one program to another; however, those expenditures would be absorbed within the existing budget. Any fiscal effect associated with SB 384 is not reflected in *The FY 2017 Governor's Budget Report*.

Sincerely,



Shawn Sullivan,
Director of the Budget

cc: Chris Tymeson, Wildlife, Parks & Tourism