

January 31, 2017

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

Dear Representative Barker:

SUBJECT: Fiscal Note for HB 2081 by House Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2081 is respectfully submitted to your committee.

Under HB 2081, public employers would not be liable for any wrongful or negligent act of an employee carrying a concealed handgun.

The Office of the Attorney General states that the bill would not have a fiscal effect on agency operations. The Office notes that state agencies and municipalities are currently immune from liability for acts or omissions regarding handguns that are carried in a state or municipal building. HB 2081 would extend the protection from liability for public employers even if the public employee is not in a state or municipal building. While the Office has not been asked to defend any state agency from lawsuits resulting from wrongful or negligent acts of employees carrying concealed handguns, the bill would provide a mechanism to quickly dismiss cases that may be brought in the future.

Local governments could also avoid potential litigation costs arising from wrongful or negligent acts of carrying concealed handguns by public employees with the enactment of HB 2081. However, neither the Kansas Association of Counties nor the League of Kansas Municipalities is unable to estimate the fiscal effect, as the number of acts that would be

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mitigated is unknown. Any fiscal effect associated with HB 2081 is not reflected in *The FY 2018 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, Office of the Attorney General
Brock Ingmire, League of Municipalities
Melissa Wangemann, Association of Counties