

January 28, 2021

The Honorable Adam Smith, Chairperson  
House Committee on Taxation  
Statehouse, Room 185A-N  
Topeka, Kansas 66612

Dear Representative Smith:

**SUBJECT:** Fiscal Note for HB 2099 by Representative Rhiley

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2099 is respectfully submitted to your committee.

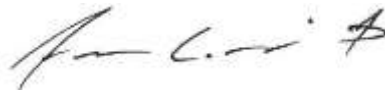
HB 2099 would allow taxpayers, or anyone representing the taxpayer, to attend any Board of Tax Appeals proceeding by audio or video electronic communication.

Estimated State Fiscal Effect				
	FY 2021 SGF	FY 2021 All Funds	FY 2022 SGF	FY 2022 All Funds
Revenue	--	--	--	--
Expenditure	--	--	\$113,000	\$113,000
FTE Pos.	--	--	--	1.00

The Board of Tax Appeals estimates enactment of the bill would require \$113,000 from the State General Fund and 1.00 new FTE position in FY 2022. Of the total amount, \$35,000 would be for computers and software licenses, and \$78,000 would be for the salaries and wages and overhead expenses of the new position to set up the system, record video of the hearings, and maintain video records. The Board estimates that ongoing expenses for salary and wages for the 1.00 FTE position and overhead expenses would total \$80,500 from the State General Fund in FY 2023. The Board notes that it currently allows audio hearings for its Small Claims Division. However, the Small Claims Division is considered an informal process and the Board is not required to keep an official record. In contrast, proceedings for Regular Division hearings are

formal processes and conducted like district court proceedings. This requires the Board to keep official record of all testimony and evidence presented during the hearing. To implement the bill, it would be necessary for the Board to make sure the audio and video record of hearings is clear, clean, and complete. Any fiscal effect associated with HB 2099 is not reflected in *The FY 2022 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt", with a stylized flourish at the end.

Adam Proffitt  
Director of the Budget

cc: Jody Allen, Tax Appeals