

March 7, 2023

The Honorable Will Carpenter, Chairperson
House Committee on Federal and State Affairs
300 SW 10th Avenue, Room 346-S
Topeka, Kansas 66612

Dear Representative Carpenter:

SUBJECT: Fiscal Note for HB 2446 by House Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2446 is respectfully submitted to your committee.

HB 2446 would prohibit municipalities from adopting or enforcing an ordinance, resolution or regulation that restricts, taxes, prohibits, or otherwise regulates the use, disposition, or sale of auxiliary containers. The bill would define an auxiliary container as (1) a plastic straw; or (2) a bag, cup, package, container, bottle, device or other packaging made of cloth, paper, plastic, foamed plastic, expanded plastic, cardboard, corrugated material, aluminum, glass, postconsumer recycled material or similar coated or laminated material; and designed for the consumption, transportation or protection of merchandise, food or beverage at a manufacturing, distribution or processing facility or a food service or retail establishment. The bill would take effect and be in force from and after its publication in the statute book.

The League of Kansas Municipalities indicates the enactment of HB 2446 would have a negligible fiscal effect on cities. However, the bill would eliminate the ability of local governments to tax the products specified in the bill, which would have produced additional revenue. The Kansas Association of Counties indicates the enactment of the bill would have no fiscal effect.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Jay Hall, Kansas Association of Counties
Wendi Stark, League of Kansas Municipalities