

March 13, 2023

The Honorable Troy Waymaster, Chairperson
House Committee on Appropriations
300 SW 10th Avenue, Room 112-N
Topeka, Kansas 66612

Dear Representative Waymaster:

SUBJECT: Fiscal Note for HB 2449 by House Committee on Appropriations

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2449 is respectfully submitted to your committee.

HB 2449 would authorize any committee, delegation, subcommittee, board, commission, and council (board) members who are provided by current law as authorized to receive compensation, to be paid a per diem compensation and at the same amount as legislators. In addition, the bill would provide for a daily subsistence allowance at the same rate as legislators if a board member must travel more than 100 miles and travels the day before the meeting to attend. Finally, the bill would allow for board member reimbursement for subsistence in the same amount as legislators when a board member travels out of state.

Legislative Administrative Services (LAS) reports that the current per diem compensation for legislators is \$88.66 per day. In addition, the per diem subsistence reimbursement rate currently is \$157 for non-high-cost areas (including lodging, meals and incidental expenditures combined), which is tied to the federal per diem rates set by the General Services Administration, effective on October 1, 2022.

The fiscal effect for the enactment of HB 2449 for state agencies would be the difference between the current rate of compensation of \$35 per day and \$88.66 per day for each day of meetings that a member would participate, as well as any subsistence reimbursement expenses that would now be required. The Division of the Budget requested fiscal note responses from various state agencies and the following summarizes each agency that responded with a fiscal effect:

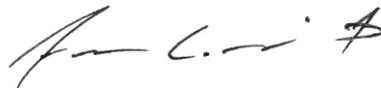
<u>Agency</u>	FY 2024		<u>Difference</u>	Funded from <u>SGF?</u>
	Budgeted Member Expenses & <u>Compensation</u>	HB 2449 Member Expenses & <u>Compensation</u>		
Board of Accountancy	\$ 1,960	\$ 4,965	\$ 3,005	N
Board of Examiners in Optometry	700	2,200	1,500	N
Board of Healing Arts	3,675	15,944	12,269	N
Board of Indigents Defense Services	2,205	5,586	3,381	Y
Board of Mortuary Arts	700	1,773	1,073	N
Board of Nursing	11,703	18,786	7,083	N
Board of Pharmacy	10,045	25,445	15,400	N
Citizens' Utility Ratepayer Board	875	2,217	1,342	N
Comm. on Peace Officers' Stand. & Training	2,112	4,512	2,400	N
Department of Credit Unions	--	5,534	5,534	N
Governmental Ethics	3,780	9,575	5,795	Y
Kansas Dental Board	1,260	3,192	1,932	N
Kansas Human Rights Commission	3,191	8,082	4,891	Y
Office of the State Bank Commissioner	3,780	9,575	5,795	N
Real Estate Appraisal Board	1,470	3,696	2,226	N
Sentencing Commission	11,520	15,039	3,520	Y

The Division of the Budget notes that the list in the table above is not a comprehensive list of all state agencies that would have committees, delegations, subcommittees, boards, commissions, and councils. The table represents those agencies that responded to a request by the Division.

LAS reports that during the last two fiscal years, only two non-legislators have been paid a salary or mileage for attendance of a meeting in the budgets of the Legislature and the Legislative Coordinating Council. Some non-legislator members have chosen to waive the salary and only be reimbursed for mileage expenses. The agency notes that in the recent past, there have been councils and task forces that had non-legislative members, including one with as many as 20 non-legislative members, which met eight to 12 times per year, before being abolished. LAS notes that should another committee, task force, or council be created by the Legislature, additional expenditures could increase expenses by \$25,000 per year, all from the State General Fund. Absent any new committees, the fiscal effect on the Legislature's budget from the enactment of the bill

would be negligible. Any fiscal effect associated with HB 2449 is not reflected in *The FY 2024 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Karen Clowers, Legislative Services
Peter Barstad, Kansas Corporation Commission
Shonda Rabb, Citizens Utility Ratepayer Board
Ruth Glover, Human Rights Commission
Heather Cessna, Board of Indigents Defense Services
Scott Miller, Pooled Money Investment Board
Jarod Waltner, KPERS
Brandi White, Racing & Gaming Commission
Shawn Herrick, Abstracters Board of Examiners
Brock Roehler, Office of the State Bank Commissioner
Cassiopeia Capps, Board of Barbering
David Fye, Behavioral Sciences Regulatory Board
Aubrie Pryer, Board of Cosmetology
Julie Murray, Department of Credit Unions
Charity Carlat, Dental Board
Mark Skoglund, Governmental Ethics Commission
Susan Gile, Board of Healing Arts
Mark Shaver, Board of Examiners in Fitting & Dispensing Hearing Instruments
JW Carey, Mortuary Arts
Jill Simons, Board of Nursing
Jan Murray, Board of Optometry
Alexandra Blasi, Board of Pharmacy
Sally Pritchett, Real Estate Appraisal Board
Larry Karns, Board of Technical Professions
Mark Olson, Board of Veterinary Examiners
Becky Pottebaum, Board of Regents
Doug Schroeder, Peace Officers Standards & Training
Scott Schultz, Sentencing Commission