

May 15, 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 2468 by House Committee on Appropriations

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2468 is respectfully submitted to your committee.

HB 2468 would require the Adjutant General to appoint an Incident Commander for weather-related disasters within 24 hours after a weather-related emergency declaration is made by the Governor. The Incident Commander would coordinate with the Kansas Division of Emergency Management (KDEM) to apply for and administer all Federal Emergency Management Grants as well as any other state and federal grants or resources related to such emergency. The KDEM would be required to cooperate with the Incident Commander. During the emergency, county emergency managers in the affected counties would make requests for moneys and resources to the Incident Commander, who would coordinate with the KDEM to disseminate the requests. The KDEM would lead and coordinate all state resources, working with the State Fire Marshal, the Kansas Forest Service, and any other state agency necessary to respond to the emergency.

After the state disaster emergency proclamation is terminated, the KDEM would continue to work with the Incident Commander to continue to apply for and administer state and federal resources. If requested by the Incident Commander or any county emergency manager, the Office of Recovery in the Governor's Department, or any other state agency as appointed by the Governor if such office no longer exists, would work with the affected counties to provide workshops, seminars, and conferences for the public to assist with insurance claims and provide information on monies, resources, and benefits available. The Governor would ensure that the Office of Recovery, or any other state agency as appointed by the Governor if such office no longer exists, coordinates with state agencies to provide information and assistance to the residents in the affected counties.

The bill would establish the Disaster Contingency Fund that would be used by the State Finance Council to match grants and appropriated funds under any federal act or from any other source to address the disaster declaration by the Governor. On July 1, 2023, the Director of Accounts and Reports would transfer \$10.0 million from the State General Fund to the Disaster Contingency Fund. If the unencumbered balance in the fund is insufficient to pay an amount approved by the State Finance Council, the Director of Accounts and Reports would transfer the amount equal to the insufficient amount from the State General Fund into the Disaster Contingency Fund. The total of all amounts transferred from the State General Fund into the Disaster Contingency Fund would not exceed \$10.0 million in any fiscal year. The bill would prohibit expenditures or obligations from the Disaster Contingency Fund without approval from the State Finance Council.

Estimated State Fiscal Effect				
	FY 2023 SGF	FY 2023 All Funds	FY 2024 SGF	FY 2024 All Funds
Revenue	--	--	--	--
Expenditure	--	--	\$6,110,000	\$6,110,000
FTE Pos.	--	--	49.00	49.00

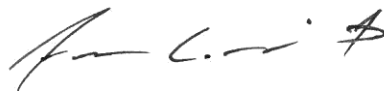
The Adjutant General (TAG) recommends that an Office of Recovery within the Kansas Department of Emergency Management (KDEM) be established to meet the requirements of the bill. Within the Office of Recovery, the TAG would require 49.00 new FTE positions, 40 new vehicles and information technology equipment for the new staff at a total cost of \$6,110,000 from the State General Fund in FY 2024. The estimate includes three teams of 4.00 FTE positions, for a total of 12.00 new FTE positions at a cost of \$1,080,000 for salaries and wages. One team would be responsible for workshops, seminars, and conferences. The second team would be responsible for assisting with insurance claims and the third team would assist in informing residents of moneys, resources, and available benefits.

The TAG indicates that only a State Coordinating Officer can work with the Federal Emergency Management Agency for disaster grants and resources. The bill requires the Incident Commander to work with the KDEM for this purpose. Therefore, the TAG would require 2.00 State Coordinating Officers at a cost of \$180,000 for salaries and wages. Because the bill requires the TAG to appoint an Incident Commander, the TAG must ensure that counties have qualified Incident Commanders. For that reason, the TAG would require 35.00 FTE Training Coordinator positions at a cost of \$3,150,000 for salaries and wages. These positions would be spread across the state to ensure all counties have a fully trained Incident Commander. Each Training Coordinator would cover approximately three counties. The estimated costs for 40 new vehicles and information technology equipment are \$1.7 million. The TAG notes that subsequent years for ongoing cost would be \$4,410,000 with an additional \$1.7 million from the State General Fund every five years for vehicle and equipment replacement and upgrades.

The Kansas Department of Health and Environment, Kansas Department of Transportation, State Fire Marshal, Office of the Governor, and Kansas State University state that the bill would not have a fiscal effect. Any fiscal effect associated with HB 2468 is not reflected in *The FY 2024 Governor's Budget Report*.

The Kansas Association of Counties states that the bill could provide more matching dollars for counties affected by weather-related disasters. However, a fiscal effect cannot be estimated.

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: Michael Neth, Office of the Adjutant General  
Jay Hall, Kansas Association of Counties  
Josh McGinn, Office of the Governor  
Jill McCarthy, Office of the State Fire Marshal  
Stephanie McDowell, Kansas State University  
Brendan Yorkey, Department of Transportation  
Amy Penrod, Department of Health & Environment