



January 20, 2026

The Honorable Susan Humphries, Chairperson
House Committee on Judiciary
300 SW 10th Avenue, Room 582-N
Topeka, Kansas 66612

Dear Representative Humphries:

SUBJECT: Fiscal Note for HB 2426 by Representative Humphries

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2426 is respectfully submitted to your committee.

HB 2426 would amend the Women's Bill of Rights, KSA 2025 Supp. 77-207, to define the term "gender" for purposes of statutory construction to mean biological sex, either male or female, at birth. The Help Not Harm Act would be amended to remove the definition of "gender" and other referencing statutes would be updated to define "gender" to mean the same as defined in KSA 77-207, and amendments thereto.

The bill would invalidate any birth certificate or driver's license issued prior to July 1, 2026, that identifies the sex of the individual named on such birth certificate or driver's license in a manner contrary to the definition of such term as defined in KSA 2025 Supp. 77-207, and amendments. The State Registrar would be required to correct any birth certificate records that identify the sex of an individual named in a manner contrary to the definition. The Director of the Division of Motor Vehicles would be required to correct any driver's license records that identify the gender of the individual named in such manner contrary to the definition. The Director would also be required to send written notice to such individual that the license is invalid and direct the individual to surrender such license to the Division of Motor Vehicles. Upon surrender, the Director would be required to issue a new license to the individual with the correct gender identification.

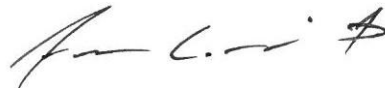
According to the Kansas Department of Health and Environment, enactment of HB 2426 would increase expenditures by \$7,309 in FY 2027 for the costs related to the Office of Vital Statistics reviewing and potentially correcting any previously issued birth certificates where the

current sex on the record is different than the sex identified at birth. The agency reports that the increase could be handled within existing resources.

The Kansas Department of Revenue estimates that enactment of the bill would require the reissuance of driver's licenses for approximately 1,700 individuals. The cost of mailing notices would be \$1,190 using the cost of \$0.70 per letter. Developer costs to create the letters, images, and folders is estimated at \$2,200. If the state were to cover the cost for the licenses to be reissued, the cost would be approximately \$26 per individual for a total cost of \$44,200. The total cost would be \$47,590 if the reissuance costs were covered by the state and would be \$3,390 if these costs were not covered.

The Office of Judicial Administration states enactment of HB 2426 could result in litigation challenging the law and amendments. The Office estimates enactment of the bill would have a negligible fiscal effect on expenditures and revenues for the Judicial Branch and revenues to the State General Fund; however, a total fiscal effect cannot be estimated. The Office of the Attorney General reports that continued litigation would be likely as this bill addresses and clarifies a previously enacted statute that is currently the subject of litigation. The agency is unable to estimate a fiscal effect, but anticipates that any increased expenditures could be handled within existing resources. Any fiscal effect associated with HB 2426 is not reflected in *The FY 2027 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam C. Proffitt", followed by a stylized flourish.

Adam C. Proffitt
Director of the Budget

cc: Amy Penrod, Department of Health & Environment
Lynn Robinson, Department of Revenue
Matt Bingesser, Office of the Attorney General
Trisha Morrow, Judiciary
Ruth Glover, Human Rights Commission