

January 27, 2026

The Honorable Emil Bergquist, Chairperson
House Committee on Local Government
300 SW 10th Avenue, Room 281-N
Topeka, Kansas 66612

Dear Representative Bergquist:

SUBJECT: Fiscal Note for HB 2433 by Representative Wasinger

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2433 is respectfully submitted to your committee.

HB 2433 would clarify the legal role of counties in the transfer or appropriation of water. Current law places such authority exclusively with the chief engineer and the water transfer hearing panel. The bill would further clarify that counties do have the authority to use zoning or sanitary code requirements to regulate the location or use of domestic water wells. The bill would apply retrospectively and prospectively to all existing and future county resolutions. The bill would take effect upon its publication in the *Kansas Register*.

The Kansas Department of Agriculture states that while the bill would not affect agency expenditures or revenue, it could limit future litigation costs for the agency. The Kansas Department of Health and Environment and the Kansas Water Office indicate that the enactment of the bill would not have a fiscal effect on expenditures, revenues, or operations.

The Kansas Association of Counties indicates that enactment of the bill could increase expenditures for counties if there is a need to contract for additional expertise to ensure compliance with the law, but a precise fiscal effect cannot be estimated.

Sincerely,



Adam C. Proffitt
Director of the Budget

cc: Debra Jones, Kansas Water Office
Jay Hall, Kansas Association of Counties
Lita Biggs, Department of Agriculture
Amy Penrod, Department of Health & Environment