

February 4, 2026

The Honorable Pat Proctor, Chairperson
House Committee on Elections
300 SW 10th Avenue, Room 218-N
Topeka, Kansas 66612

Dear Representative Proctor:

SUBJECT: Fiscal Note for HB 2491 by House Committee on Elections

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2491 is respectfully submitted to your committee.

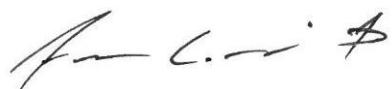
HB 2491 would require every state agency that provides public funds, scholarships, or other public-funded benefits to noncitizens to report the name and address of each noncitizen recipient quarterly to the Secretary of State. The bill would take effect upon publication in the statute book.

The Secretary of State states that it would use existing resources to collect and review the data required by HB 2491. The Kansas Board of Regents indicates that the Board does not currently monitor the data listed in HB 2491 and applications would have to be revised to gather the data for scholarship students. However, the Board states the additional workload could be handled within its existing resources.

The Kansas Department of Labor and the Department for Children and Families (DCF) both state HB 2491 would not have a fiscal effect. DCF indicates that federal regulations could prohibit the sharing of information required under the bill's provisions. The State Department of Education and the Kansas Department for Aging and Disability Services (KDADS) both indicate HB 2491 would not have a fiscal effect. The Department of Education provides public funds directly to school districts and not to individuals. Also, beneficiaries of services funded by KDADS receive benefits through third parties including Area Agencies on Aging, Aging and Disability Resource Centers, Community Mental Health Centers, and Community Developmental Disability Organizations.

The Kansas Department of Health and Environment indicates that HB 2491 would have a fiscal effect on agency operations; however, the agency did not estimate a fiscal effect since it would be prohibited from sharing information required to be shared under the bill. Specifically, Section 1902(a)(7) of the Social Security Act and associated regulations would prohibit the agency from sharing information listed in HB 2491. Regulation 42 CFR 431.300 requires states to “provide safeguards that restrict the use or disclosure of information concerning applicants and beneficiaries to purposes directly connected with the administration of the plan.” Any fiscal effect associated with HB 2491 is not reflected in *The FY 2027 Governor’s Budget Report*.

Sincerely,



Adam C. Proffitt
Director of the Budget

cc: Jennifer Cook, Office of the Secretary of State
Becky Pottebaum, Board of Regents
Kim Holter, Department for Children & Families
Leigh Keck, Department for Aging & Disability Services
Amy Penrod, Department of Health & Environment
Gabrielle Hull, Department of Education
Dawn Palmberg, Department of Labor