

March 4, 2025

The Honorable Kellie Warren, Chairperson
Senate Committee on Judiciary
300 SW 10th Avenue, Room 346-S
Topeka, Kansas 66612

Dear Senator Warren:

SUBJECT: Fiscal Note for SB 248 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 248 is respectfully submitted to your committee.

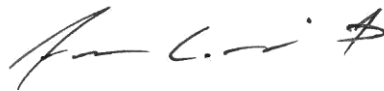
SB 248 would transfer the authority to fingerprint and check criminal history records for hemp producers from the Department of Agriculture to the State Fire Marshal. The bill would allow the State Fire Marshal to establish fees for hemp producers. The bill would also amend current law to authorize the Attorney General and the State Gaming Agency to receive more criminal history records for certain individuals, to require the Kansas Bureau of Investigation to provide certain criminal history record information, and to update criminal history record language related to the State Bank Commissioner.

Estimated State Fiscal Effect			
	FY 2025	FY 2026	FY 2027
Expenditures			
State General Fund	--	--	--
Fee Fund(s)	--	\$3,420	\$3,420
Federal Fund	--	--	--
Total Expenditures	--	\$3,420	\$3,420
Revenues			
State General Fund	--	--	--
Fee Fund(s)	--	\$3,600	\$3,600
Federal Fund	--	--	--
Total Revenues	--	\$3,600	\$3,600
FTE Positions	--	--	--

The Office of the State Fire Marshal (OSFM) indicates that enactment of the bill would increase expenditures; however, the exact amount would depend on the number of background checks for producers and is uncertain. In the past three years, an average of 44 background checks have been done at a cost of \$57 each. OSFM estimates that 60 background checks would be conducted annually at a total cost of \$3,420 beginning in FY 2026 (\$57 x 60 background checks). Further, OSFM indicates that enactment of the bill would increase revenues and anticipates increasing the fee to \$60 per background check to offset the expenses of processing more background checks. The Office estimates that \$3,600 would be collected (\$60 x 60 background checks) in fees beginning in FY 2026. The Office notes that the estimate could vary depending upon the number of background checks it would be required to complete.

The Kansas Department of Agriculture, the Kansas Racing and Gaming Commission, the Kansas Bureau of Investigation, the Office of the State Bank Commissioner, the Office of Judicial Administration, and the Office of the Attorney General indicate enactment of the bill would not have a fiscal effect on operations. Any fiscal effect associated with SB 248 is not reflected in *The FY 2026 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: Trisha Morrow, Judiciary
Lita Biggs, Department of Agriculture
Jamie Rodvelt, Office of the State Fire Marshal
Matt Bingesser, Office of the Attorney General
Jesse Becker, Office of the State Bank Commissioner
Brandi White, Kansas Racing & Gaming Commission
Paul Weisgerber, Kansas Bureau of Investigation