

SESSION OF 2026

**SUPPLEMENTAL NOTE ON SENATE SUBSTITUTE FOR
HOUSE BILL NO. 2004**

As Recommended by Senate Committee on
Government Efficiency

Brief*

Senate Sub. for HB 2004 would require, upon written request, that the Secretary for Children and Families provide data to the United States Department of Agriculture (USDA) and that the Secretary of Health and Environment to the United State Department of Health and Human Services (HHS) without conditions or limitations.

The bill would require both Secretaries to fully respond to the respective federal agencies in a timely manner by executing a memorandum of understanding, data use agreement, or other form of written data-sharing instrument as necessary to provide the information required. Such data would be required to be shared with the respective federal agency within 30 days of the Secretary receiving a written request.

The bill would take effect upon publication in the *Kansas Register*.

Background

The Senate Committee on Government Efficiency recommended a substitute bill incorporating provisions pertaining to the sharing of data by the Secretary for Children and Families and Secretary of Health and Environment with

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <https://klrd.gov/>

certain federal agencies (amended provisions of SB 428). The original provisions of the bill were removed.

[*Note:* HB 2004, as amended by the Senate Committee on Assessment and Taxation, would have created a sales tax exemption and provide additional sales tax authority for Seward County. The provisions regarding additional sales tax authority for Seward County became law in 2025 HB 2275.]

SB 428 (Select Data-Sharing Requirements)

SB 428 was introduced by the Senate Committee on Government Efficiency at the request of Senator Erickson.

Senate Committee on Government Efficiency

In the Senate Committee hearing, on February 3, 2026, **proponent** testimony was provided by the Kansas Attorney General and a representative of FGA Action. The proponents focused on the sharing of data by the Secretary for Children and Families with the USDA. Proponents generally stated the bill is necessary to ensure the State is not further penalized by USDA for the Secretary for Children and Families not providing the data requested by the federal agency. Proponents further discussed the SNAP payment error rate and the use of the data by the USDA to address concerns of fraud, waste, and abuse.

Written-only **neutral** testimony was provided by representatives of the Department for Children and Families (DCF) and the Kansas Department of Health and Environment (KDHE).

Written-only **opponent** testimony was provided by representatives of Harvesters Community Food Network, Kansas Appleseed Center for Law and Justice, Kansas Food Bank, Second Harvest Community Food Bank, and a private citizen.

No other testimony was provided.

The Senate Committee amended the bill to:

- Include language that compliance by the Secretary for Children and Families and the Secretary of Health and Environment shall be without condition or limitation; and
- Remove the contents of HB 2004, as amended by the Senate Committee on Assessment and Taxation, and insert the contents of SB 428, as amended by the Senate Committee on Government Efficiency.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill, as introduced, the DCF states that enactment of the bill would have no fiscal effect for executing the data agreements but that each data request from USDA would incur a cost for the agency. DCF notes the cost would vary depending upon the nature of the data request but that if a contractor would be required to assist with data extraction the cost could be between \$50,000 and \$300,000 per request.

KDHE states that enactment of the bill would have an indeterminate fiscal effect. KDHE states that they are currently in compliance with all requirements for data transmission with the Centers for Medicare and Medicaid Services, an agency within HHS, and cannot anticipate whether additional data requests would be received and, if so, what costs they would incur.

Any fiscal effect associate with enactment of the bill is not reflected in *The FY 2027 Governor's Budget Report*.

Public assistance; Department for Children and Families; Kansas Department of Health and Environment; federal government; data-sharing; United States Department of Agriculture; United State Department of Health and Human Services; data use agreement