

January 31, 2019

The Honorable Bill Sutton, Chairperson  
House Committee on Elections  
Statehouse, Room 274-W  
Topeka, Kansas 66612

Dear Representative Sutton:

**SUBJECT:** Fiscal Note for HB 2019 by Representative Carmichael

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2019 is respectfully submitted to your committee.

Current law establishes voting crimes and penalties. Crimes associated with unlawfully marking, signing, or transmitting one or more advance ballots or interfering with or delaying transmission of an advance ballot are severity level nine, nonperson felonies. HB 2019 would make these crimes class C misdemeanors.

Current law exempts from the crime of election bribery businesses or organizations that provide a product with a value less than \$3 to a person who has voted, regardless of how the person voted. HB 2019 would remove that exemption. Current law defines voting without being qualified as knowingly voting or attempting to vote in any election district when not lawfully registered in that district and voting by a person who is not a citizen of the United States or does not meet the qualifications of an elector and makes these acts severity level seven, nonperson felonies. HB 2019 would remove the requirement that a voter be registered in a particular district, as well as the requirement that the person be a citizen of the United States, while adding prohibitions against voting or offering to vote more than once and inducing or aiding a person to vote more than once in the same election. The bill would make voting without being qualified a class A misdemeanor. The bill would also alter statutory language contained in the declaration that must be made in order for a voter whose name does not show up in the registration book to vote.

According to the Kansas Secretary of State, enactment of HB 2019 would have no fiscal effect on the agency. The Kansas Sentencing Commission also indicates that it would not experience any fiscal effect if the bill were to be enacted.

Sincerely,

A handwritten signature in black ink, appearing to read "L. L. Campbell". The signature is fluid and cursive, with a large initial "L" and a smaller "L." followed by "Campbell".

Larry L. Campbell  
Director of the Budget

cc: Bryan Caskey, Office of the Secretary of State  
Scott Schultz, Sentencing Commission