

February 3, 2023

The Honorable Ronald Ellis, Chairperson
House Committee on Veterans and Military
300 SW 10th Avenue, Room 281-N
Topeka, Kansas 66612

Dear Representative Ellis:

SUBJECT: Fiscal Note for HB 2209 by House Committee on Veterans and Military

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2209 is respectfully submitted to your committee.

Currently, state active duty National Guard members are not entitled to benefits under the Workers Compensation Act. HB 2209 would entitle those members to benefits under the Workers Compensation Act starting July 1, 2023. If a member receives federal compensation due to a wound, injury, disease, illness, or death that is covered by the Workers Compensation Act, the federal compensation would be deducted from the amount due from Kansas.

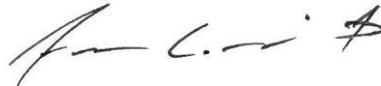
The Adjutant General's Department used historical salaries paid to state active duty members to determine the amount of workers compensation that could be paid in FY 2024. The agency estimates that it could pay \$19,153 in FY 2024 for workers compensation benefits. Of that amount, \$3,200 would be from the State General Fund, \$700 would be from agency fee funds, and \$15,253 would be from federal funds.

The Kansas Department of Labor states that the bill would not have a fiscal effect. However, the Department does note that the bill could affect the amount of compensation paid by the State Workers Compensation Self-Insurance Fund since the bill now would have the Adjutant General paying benefits to National Guard members injured on the job.

The Department of Administration states that since the bill does not indicate who would be responsible for providing or paying the workers compensation provided in the bill, therefore, it

cannot estimate the fiscal effect of the bill. Any fiscal effect associated with HB 2209 is not reflected in *The FY 2024 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt", with a stylized flourish at the end.

Adam Proffitt
Director of the Budget

cc: Michael Neth, Office of the Adjutant General
Dawn Palmberg, Department of Labor
Tamara Emery, Department of Administration