

April 26, 2023

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 2037 by House Committee on Elections

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2037 is respectfully submitted to your committee.

HB 2037 would require the county election officer to verify that a registered voter's residential address corresponds to a physical location where the voter resides. If the voter's residence corresponds to a physical location and no residential address is provided, the voter would be required to provide reason the voter does not have a residential address. The county election officer would record the reason. The bill would also make falsifying a residential address for purpose of voter registration a severity level 9, nonperson felony.

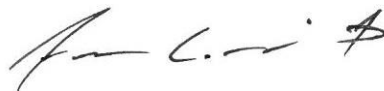
The Secretary of State indicates, under HB 2037, it would use existing resources to provide training and update manuals for county election officials; update the agency's website; update public documents and information; and work with media, political parties, candidates, and the public to ensure knowledge of the updated requirement concerning voter registration address verification. In addition, the Secretary of State indicates that county election offices would have to update public information, conduct public outreach, and other activities to notify the public of the change in the deadline. HB 2037 would require the Secretary of State to store information required to verify a residential address in an electronic database. The agency would contract with the vendor of the statewide voter registration system to implement the change at a cost of \$50,000 from the agency's Help America Vote Act Title I Fund in FY 2024.

The Kansas Sentencing Commission estimates that enactment of HB 2037 could have an effect on prison admissions, bed space, and workload of the Commission; however, any fiscal effect would be negligible. The Department of Corrections indicates that enactment of the bill would have no fiscal effect. The Office of the Attorney General indicates that because election

crimes are a shared ability with the district and county attorneys and Secretary of State, to investigate and prosecute, and due to the existing penalties for voting without being qualified, it is likely the Attorney General's office could absorb any cases under HB 2037 within existing resources. Any fiscal effect associated with HB 2037 is not reflected in *The FY 2024 Governor's Budget Report*.

The Kansas Association of Counties indicates the fiscal effect on local government to maintain the database under the provisions of HB 2037 would be negligible.

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: Sandy Tompkins, Office of the Secretary of State  
John Milburn, Office of the Attorney General  
Jay Hall, Kansas Association of Counties  
Wendi Stark, League of Kansas Municipalities  
Scott Schultz, Sentencing Commission  
Randy Bowman, Department of Corrections