

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 6029-04
Bill No.: SCS for HB 2208
Subject: County Officials; Elections; Secretary of State
Type: Original
Date: May 10, 2018

Bill Summary: This proposal modifies provisions relating to elections.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on FTE	0	0	0

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Local Government	Unknown to (Unknown)	Unknown to (Unknown)	Unknown to (Unknown)

FISCAL ANALYSIS

ASSUMPTION

Oversight was unable to receive some of the agency responses in a timely manner due to the short fiscal note request time. Oversight has presented this fiscal note on the best current information that we have or on prior year information regarding a similar bill. Upon the receipt of agency responses, Oversight will review to determine if an updated fiscal note should be prepared and seek the necessary approval of the chairperson of the Joint Committee on Legislative Research to publish a new fiscal note.

In response to a previous version, officials from the **Office of the Secretary of State (SOS)** assumed many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$2,500. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, SOS also recognizes that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what the office can sustain with our core budget. Therefore, SOS reserves the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

In response to a previous version, officials from the **St. Louis County Director of Elections** assumed the proposal would require the use of paper ballots in future elections, and restrict DRE usage to those with disabilities. The number and cost of the additional paper ballots that would have to be produced for an election cycle are:

FY 2019 - additional printing of 210,000 ballots at .32 cents each for 3 elections total \$67,200

FY 2020 - additional printing of 842,500 ballots at .29 cents each for 4 elections total \$244,325

FY 2021 - additional printing of 210,000 ballots at .32 cents each for 3 elections total \$67,200

FY 2022 - additional printing of 597,500 ballots at .31 cents each for 4 elections total \$185,225

ASSUMPTION (continued)

Total cost over 4 years is \$563, 950

Officials from the **Kansas City Election Board** and **City of Kansas City** both assume the proposal will have no fiscal impact on their respective organizations.

In response to a previous version, officials from the **Jackson County Election Board** and **Platte County Board of Elections** both assumed the proposal will have no fiscal impact on their organization.

Officials from the following **local election authorities** and **boards of election commissioners**: St. Louis City Board of Elections, and Clay County Board of Election Commission did not respond to **Oversight's** request for fiscal impact.

Oversight assumes it could be years before the current inventory of voting machines is eventually put out of service. Oversight assumes the local political subdivision will have fiscal impact, including savings of not replacing the current inventory with like machines, as well as the new cost of printing of paper ballots (as described by St. Louis County above).

Oversight assumes election authorities will incur costs for audits of contested races and ballot issues.

Oversight assumes election authorities can absorb costs for signs places on paper ballot marking devices.

<u>FISCAL IMPACT - State Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
LOCAL ELECTION AUTHORITIES			
<u>Savings</u> - not replacing the DRE machines	\$0 or Unknown	\$0 or Unknown	\$0 or Unknown
<u>Cost</u> - manual recounts of ballots in selected precincts	(Unknown)	(Unknown)	(Unknown)
<u>Cost</u> - increased cost for printing paper ballots	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
ESTIMATED NET EFFECT ON LOCAL ELECTION AUTHORITIES	<u>Unknown to (Unknown)</u>	<u>Unknown to (Unknown)</u>	<u>Unknown to (Unknown)</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

This bill requires that all electronic voting systems produce results from paper ballots marked by hand, or in the case of disabled voters who need assistance, from paper ballots marked by a paper ballot marking device designed to assist such voters. Direct-record electronic voting machines shall be phased out upon mechanical failure.

The bill requires a non-removable 4X6 inch sign to be placed on each paper ballot marking device with language advising voters to check their ballots prior to placing them in any optical scanner or ballot box.

The bill allows a local election authority to appoint a team to deliver and witness the voting and return of absentee ballots by voters residing at an apartment building when the authority has received ten or more applications from voters for absentee ballots at the apartment building.

The bill requires the local election authority to conduct an audit of at least five percent (5%) of precincts to conduct a manual recount of contested races and ballot issues in those precincts.

FISCAL DESCRIPTION (continued)


The bill has a delayed effective date of January 01, 2019.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the Secretary of State
Jackson County Election Board
Platte County Board of Elections
Kansas City Election Board
St. Louis County Director of Elections
City of Kansas City

Ross Strope



Acting Director
May 10, 2018