

February 27, 2024

The Honorable Leo Delperdang, Chairperson
House Committee on Energy, Utilities and Telecommunications
300 SW 10th Avenue, Room 582-N
Topeka, Kansas 66612

Dear Representative Delperdang:

SUBJECT: Fiscal Note for HB 2806 by House Committee on Federal and State Affairs

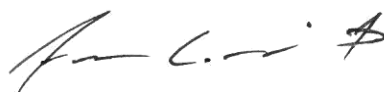
In accordance with KSA 75-3715a, the following fiscal note concerning HB 2806 is respectfully submitted to your committee.

HB 2806 would authorize certain telecommunications and video service providers to operate in the public right-of-way. The bill would allow telecommunications and video service providers to utilize a county's public right-of-way to construct, maintain and operate poles, conduit, cable, switches, and related appurtenances and facilities along any public right-of-way. The bill would allow counties to only assess specified fees or costs listed in the bill against providers for use or occupancy of the public right-of-way and would be imposed upon all the providers in a nondiscriminatory and competitively neutral manner.

The Department of Transportation indicates that the enactment of the bill would not have a fiscal effect. The Department notes that the bill states that "public right-of-way" would not include any real property, structures or facilities under the ownership, control, or jurisdiction of the Secretary of Transportation.

The Kansas Association of Counties indicates that the enactment of the bill could have a fiscal effect on counties depending on whether there are other costs associated with the public right-of-way that are not listed in the bill; however, a fiscal effect cannot be estimated.

Sincerely,



Adam C. Proffitt
Director of the Budget

cc: Jay Hall, Kansas Association of Counties
Brendan Yorkey, Department of Transportation