

March 9, 2011

The Honorable Clay Aurand, Chairperson  
House Committee on Education  
Statehouse, Room 174-W  
Topeka, Kansas 66612

Dear Representative Aurand:

**SUBJECT:** Fiscal Note for HB 2369 by House Committee on Appropriations

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2369 is respectfully submitted to your committee.

HB 2369 would provide that whenever a board of education finds that any order of the State Fire Marshal would involve a cost in excess of what the board can afford, or that the changes ordered are unwarranted or unnecessary, the board would hold a hearing on the matter. At the hearing, the board would determine whether the changes ordered would constitute an immediate threat to public health, safety or welfare. If the board finds that immediate action is not required, then the board would prepare a corrections plan to comply with the order and file the plan with the State Fire Marshal. The board would be required to commence implementation of the corrections plan in the school year when the appropriation from the State General Fund is sufficient to fund the base state aid per pupil of at least \$4,492. If the board would find that immediate action is required, the board would commence as soon as possible with compliance by the order of the State Fire Marshal.

The bill would enable a board of education to postpone corrective actions on school buildings, which could cost more to fix, the longer the corrective action is delayed. In the alternative, boards of education could seek voter approval of capital improvement bonds to make required changes to school buildings. The state would cover a portion of the debt service on those bonds, according to the current equalized statutory formula.

Sincerely,



Steven J. Anderson, CPA, MBA  
Director of the Budget

cc: Dale Dennis, Education

Becky Bahr, Fire Marshal's Office