

SESSION OF 2018

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2707

As Recommended by House Committee on
Judiciary

Brief*

HB 2707 would amend multiple statutes within the Charitable Organizations and Solicitations Act (Act) to transfer all responsibilities within the Act related to registration of charitable organizations from the Secretary of State to the Attorney General. Such responsibilities include:

- Prescribing registration forms;
- Receiving required filings and fees;
- Issuing solicitors' licenses;
- Exchanging information with other states; and
- Adopting rules and regulations to administer the Act.

The bill would provide that all existing rules and regulations, orders, directives, and standards of the Secretary of State relating to charitable organizations would continue to be effective and deemed to be those of the Attorney General until amended, revoked, or nullified.

The bill also would create the Attorney General Charitable Organizations Fee Fund (Fund). The Attorney General would be required to remit all moneys received by or for it from fees, charges, or penalties collected pursuant to the Act, and the State Treasurer would be required to deposit the entire amount in the state treasury to the credit of the Fund. All expenditures from the Fund would be required to be for the operation of oversight and management of the Act.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

Background

The bill was introduced by the House Committee on Judiciary at the request of the Attorney General.

In the House Committee hearing, the Attorney General testified in support of the bill. Representative Carmichael submitted written-only proponent testimony. A representative of the Secretary of State's Office submitted written testimony and answered questions as a neutral conferee.

According to the fiscal note prepared by the Division of the Budget on the bill, the Office of the Attorney General (OAG) indicates enactment of the bill would move deposit of revenues for charitable organization registration fees from the Secretary of State's Office to the OAG. Any fiscal effect associated with enactment of the bill is not reflected in *The FY 2019 Governor's Budget Report*.