

January 23, 2020

The Honorable Sean Tarwater, Chairperson
House Committee on Commerce, Labor and Economic Development
Statehouse, Room 151D-S
Topeka, Kansas 66612

Dear Representative Tarwater:

SUBJECT: Fiscal Note for HB 2454 by House Committee on Commerce, Labor and Economic Development

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2454 is respectfully submitted to your committee.

HB 2454 would add a provision to the rental agreement required by KSA 58-816 informing the lessee that the operator could have a vehicle, watercraft, or trailer stored in the leased space towed if the lessee is in default. The operator's liability for a lessee's claim of damage to or loss of stored property would be limited to the maximum value of property that may be stored under the rental agreement.

The bill would make changes to the procedures required before the operator sells stored property of a lessee in default as follows:

1. A sale of stored property could be conducted online, as well as in person;
2. Notice of the sale could be placed in any commercially reasonable manner and not just by publication in the local newspaper; and
3. If fewer than three independent bidders attend the sale online or in person, the sale would be cancelled or rescheduled.

The bill would add a provision that would govern the notice required before a vehicle, watercraft, or trailer could be towed from the leased space subject to default.

The Office of Judicial Administration states enactment of the bill would have a negligible fiscal effect on the Judicial Branch. Any fiscal effect associated with HB 2454 is not reflected in *The FY 2021 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "L. L. Campbell". The signature is fluid and cursive, with the first name "L." and last name "Campbell" clearly visible.

Larry L. Campbell
Director of the Budget

cc: Mary Rinehart, Judiciary