

May 13, 2021

The Honorable Kellie Warren, Chairperson
Senate Committee on Judiciary
Statehouse, Room 441B-E
Topeka, Kansas 66612

Dear Senator Warren:

SUBJECT: Fiscal Note for SB 247 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 247 is respectfully submitted to your committee.

SB 247 would require a hiring agency that interviews an applicant for a law enforcement officer position who has been employed by another law enforcement or governmental agency to review an applicant's records contained in the central registry for all Kansas police officers or any available registry containing their records from previous employment in a law enforcement agency. The bill would prohibit the hiring of an applicant if the review reveals the applicant was terminated by another law enforcement agency for conduct that would subject the applicant to revocation or suspension of certification.

The bill would allow the Commission on Peace Officers' Standards and Training to use psychological testing approved by the Commission that is administered by an independent licensee of the Behavioral Sciences Regulatory Board in its certification process prior to admission to a course conducted at the training center or at a certified state or local law enforcement agency. The bill would also require an agency head or other appointing authority to ensure that no police officer or law enforcement officer under their supervision is issued a firearm or carries a firearm in the line of duty unless such officer has passed the firearms proficiency qualification course developed and administered by the University of Kansas Law Enforcement Training Center (KLETC) and has received use of force training.

The Commission on Peace Officers' Standards and Training (CPOST) states that most agencies currently check CPOST records prior to employing officers and that enactment of the bill would likely have a negligible fiscal effect that could be absorbed within existing resources. CPOST also notes that the bill appears to indicate that all applicants, not just those with job offers,

would be checked which could increase the number of checks and potentially require the agency to hire additional staff. However, this potential fiscal effect cannot be estimated.

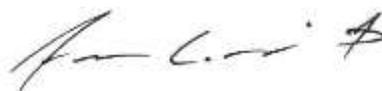
The KLETC indicates that the bill would require it to create a firearms proficiency course, which certified firearms instructors across the state could conduct according to standards set by KLETC. The agency states that the curriculum already exists for instruction within its basic training curriculum and could be modified for statewide use. Any fiscal effect for KLETC would be negligible that could be absorbed within existing resources.

The Highway Patrol indicates that it currently has policies and procedures in place to address the requirements in the bill. The agency states that if it would have to change its current provider of the required assessment, there could be an increased cost to the agency that cannot be estimated at this time. However, if the agency is allowed to use its existing providers, the fiscal effect of the bill would be negligible and could be absorbed within existing resources. Any fiscal effect associated with SB 247 is not reflected in *The FY 2022 Governor's Budget Report*.

The Kansas Association of Counties indicates that enactment of the bill would increase expenditures for counties due to additional training and testing, which could be offset if it results in fewer incidents that lead to litigation. However, a fiscal effect cannot be estimated.

The League of Kansas Municipalities indicates that the bill would have a fiscal effect on cities to implement and enforce the provisions of the bill. However, a fiscal effect cannot be estimated.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Gary Steed, Peace Officers
Sherry Macke, Highway Patrol
Dianne Goddard, University of Kansas
Wendi Stark, League of Municipalities
Jay Hall, Association of Counties