

STATE OF KANSAS

HOUSE OF REPRESENTATIVES

MR. CHAIRMAN:

I move to amend **House Substitute for SB 271**, on page 1, in line 18, by striking "or any related services or equipment"; in line 22, by striking all after "drones"; in line 23, by striking all before "that"; in line 28, by striking "2024" and inserting "2027"; in line 29, after "principal" by inserting ", unless such component cannot be procured from another source";

On page 2, by striking all in lines 5 through 17; following line 17, by inserting:

"(d) (1) Except as otherwise provided by this subsection, no governmental agency may sell or discard any drone that is restricted from use pursuant to subsection (a).

(2) A governmental agency may submit a request for reimbursement to the attorney general for the cost of replacing a drone pursuant to the provisions of section 2, and amendments thereto.

(3) If a governmental agency receives any such reimbursement, such governmental agency shall transfer the restricted drone and ownership of such drone to the office of the attorney general for research and refurbishing for future use.

(4) If a governmental agency does not receive reimbursement for a replacement drone, such governmental agency may dispose of the restricted drone as authorized by such governmental agency's governing body, including disposal through destruction or a trade-in or sale for private use.";

On page 3, in line 9, after the period by inserting "'Drone" includes any services, maintenance agreements or equipment related to such drone."; in line 26, by striking "and related services and equipment"; in line 27, after "(7)" by inserting "(A)"; following line 28, by

inserting:

"(B) "Governmental agency" does not include the following entities when such entities purchase, acquire or otherwise use a drone for research and refurbishing for future use:

- (i) The office of the attorney general; and
- (ii) any postsecondary educational institution as defined by K.S.A. 74-3201b, and amendments thereto.";

Also on page 3, by striking all in lines 29 through 43;

On page 4, by striking all in lines 1 through 5; following line 5, by inserting:

"Sec. 2. (a) (1) Between July 1, 2024, and July 1, 2029, a governmental agency may submit a request to the attorney general for reimbursement for the cost of replacing a functional drone restricted from use pursuant to section 1, and amendments thereto.

(2) Documents related to such request for reimbursement may begin to be submitted to the attorney general after:

(A) Such governmental agency has ceased use of such functional drone pursuant to section 1, and amendments thereto; and

(B) a purchase price for a replacement drone is established.

(3) Before the amount for reimbursement may be certified by the attorney general pursuant to subsection (b), such request for reimbursement shall include notice and documentation of the following:

(A) Verification that the governmental agency has ceased use of the functional drone pursuant to section 1, and amendments thereto;

(B) a comparison of features between the restricted functional drone and the replacement drone;

(C) the final purchase price of the replacement drone; and

(D) completion of the purchase of such replacement drone.

(b) (1) If a governmental agency has submitted a request for reimbursement of costs pursuant to the requirements of subsection (a), the attorney general shall, subject to the provisions of paragraph (2), certify the amount of moneys attributable to such costs and shall transmit a copy of such certification to the director of accounts and reports.

(2) (A) The attorney general may not conduct certification for any submitted request pursuant to paragraph (1) submitted more than 90 days after the delivery of the replacement drone for which reimbursement is sought.

(B) Subject to the provisions of subparagraph (C), such reimbursement shall be in an amount that will cover the replacement cost for a drone with similar features to those of the drone taken out of service.

(C) If the replacement drone has added features that the functional drone taken out of service does not have, the additional cost for those features may not be included in the reimbursement.

(3) Upon receipt of such certification pursuant to paragraph (2), the director of accounts and reports shall transfer an amount of moneys equal to such certified amount from the state general fund to the Kansas drone reimbursement expense fund.

(4) The attorney general shall transmit a copy of each such certification to the director of legislative research and the director of the budget.

(c) The attorney general shall develop and implement a procedure to provide reimbursements to governmental agencies pursuant to this section.

(d) If there are no moneys available in the Kansas drone reimbursement expense fund to pay any such reimbursements, the governmental agency may file a claim against the state pursuant to article 9 of chapter 46 of the Kansas Statutes Annotated, and amendments thereto.

(e) (1) There is hereby established in the state treasury the Kansas drone reimbursement expense fund, which shall be administered by the attorney general. All expenditures from the Kansas drone reimbursement expense fund shall be for the purpose of reimbursing governmental agencies for the costs described in this section. All expenditures from such fund shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the attorney general or the attorney general's designee. Reimbursements during any fiscal year shall not exceed an aggregate amount of \$2,500,000, unless additional funds are approved by the state finance council.

(2) On July 1, 2029, the director of accounts and reports shall transfer all moneys in the Kansas drone reimbursement expense fund to the state general fund. On July 1, 2029, all liabilities of the Kansas drone reimbursement expense fund are hereby transferred to and imposed on the state general fund, and the Kansas drone reimbursement expense fund is hereby abolished.

(f) For the purposes of this section, "functional" includes a drone that could be made operational with the purchase of a new replacement component pursuant to section 1, and amendments thereto.";

On page 1, in the title, in line 1, by striking the second "to"; by striking all in line 2; in line 3, by striking all before the semicolon and inserting "prohibiting any governmental agency from purchasing, acquiring or otherwise using any drone with critical components produced in any country of concern or produced or owned by any foreign principal"; also in line 3, by striking "rehabilitation" and inserting "reimbursement expense"; in line 4, by striking "a transfer" and inserting "transfers"; in line 5, by striking all after "to"; by striking all in lines 6 through 9; in line 10, by striking all before the semicolon and inserting "such fund"; also in line 10, by striking "receive"; by striking all in line 11; in line 12, by striking all before the period and inserting

"seek reimbursement for the cost of purchasing a replacement drone, transfer restricted drones to the office of the attorney general or, if no reimbursement is received, dispose of drones or sell drones for private use"

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