

February 16, 2011

The Honorable Steve Huebert, Chairperson  
House Committee on Local Government  
Statehouse, Room 149-S  
Topeka, Kansas 66612

Dear Representative Huebert:

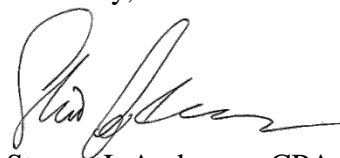
**SUBJECT:** Fiscal Note for HB 2195 by House Committee on Local Government

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2195 is respectfully submitted to your committee.

HB 2195 would create the Organized Collection Service Act, which would allow a municipality to establish an organized collection service by ordinance in the case of a city, or by resolution in the case of other municipalities. In this context, collection would apply to solid waste, recyclables, or both. At least 180 days before adopting the ordinance or resolution, the governing body would be required to announce and publish a resolution of intent and schedule a public hearing to be held at least 30 days prior to consideration of adoption of the resolution. After adoption of this resolution, the municipality would have 90 days to develop a plan for organized collection service. Once that plan was developed, the municipality would be required to provide 30 days' notice prior to a hearing on the proposed plan to all licensees or other persons who operate solid waste collection or recycling services for the municipality. The bill specifies what the plan must consist of and that the service, once approved, cannot begin for at least two years from the adoption of the ordinance or resolution establishing the service. If the municipality does not pass an ordinance or resolution within one year of passage of a resolution of intent, the process would have to begin over again. This act would apply to all municipalities, no matter what stage of implementation of an organized collection system they are currently in.

According to the League of Kansas Municipalities, passage of HB 2195 could have a fiscal effect on cities that desire to establish organized collection services because of the length of the process, the number of notices to be provided, the number of public hearings to be held, and the time spent to develop a plan for these services. The League, however, is not able to estimate what that effect might be.

Sincerely,



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

cc: Larry Baer, League of Municipalities  
Melissa Wangemann, Kansas Association of Counties.