

February 9, 2022

The Honorable Robert Olson, Chairperson
Senate Committee on Federal and State Affairs
Statehouse, Room 144-S
Topeka, Kansas 66612

Dear Senator Olson:

SUBJECT: Fiscal Note for SB 438 by Senate Committee on Judiciary

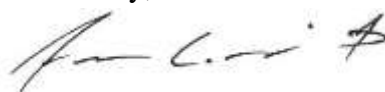
In accordance with KSA 75-3715a, the following fiscal note concerning SB 438 is respectfully submitted to your committee.

SB 438 would create a new procedural audit process conducted by the Kansas Secretary of State's Office. The Office would audit four county election offices after each even year election. The Office would be required to adopt rules and regulations to enumerate the specifics of the audit. The bill would add an additional post-election audit whenever a federal, statewide, or state legislative race is within 1.0 percent of the total number of votes on election night. The County Election Officer would be required to audit an additional 10.0 percent of all county precincts in the specified race.

The Secretary of State's Office states that while SB 438 would require the Office to develop a new procedural audit process that would include training, education, documentation, and implementation, the bill would have no fiscal effect on the Office.

The Kansas Association of Counties indicates that SB 438 would increase labor costs necessary for conducting the additional audits. The costs associated with the audits are unknown as they would vary depending on how many personnel are necessary to conduct the audits based upon each county's population size.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Jay Hall, Association of Counties
Sandy Tompkins, Office of the Secretary of State