

February 5, 2007

The Honorable Mike Burgess, Chairperson
House Committee on Elections and Governmental Organization
Statehouse, Room 128-S
Topeka, Kansas 66612

Dear Representative Burgess:

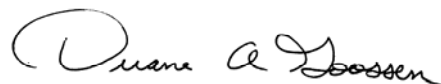
SUBJECT: Fiscal Note for HB 2258 by Representative Holland, et al.

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2258 is respectfully submitted to your committee.

The Consumer Protection Act specifies procedures for making calls to people to solicit business for the sale of property or services or the extension of credit. HB 2258 would add to the definition of "consumer telephone call" for purposes of this act automated telephone calls made by a political candidate, candidate committee, or political committee, as defined in the Campaign Finance Act.

The Attorney General states that passage of HB 2258 would not have a fiscal effect on the agency's operations. Any violation of the Consumer Protection Act would subject the violator to a civil penalty, the proceeds from which would be deposited in various funds, including the State General Fund and the Court Cost Fund—No Call Enforcement. A precise fiscal effect cannot be determined, because there is no accurate way of predicting the number of political candidates, candidate committees, or political committees that would violate the law.

Sincerely,



Duane A. Goossen
Director of the Budget

cc: Carol Williams, Governmental Ethics
Dan Gibb, Attorney General's Office