

February 1, 2024

The Honorable Mike Thompson, Chairperson  
Senate Committee on Federal and State Affairs  
300 SW 10th Avenue, Room 144-S  
Topeka, Kansas 66612

Dear Senator Thompson:

**SUBJECT:** Fiscal Note for SB 358 by Senate Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning SB 358 is respectfully submitted to your committee.

SB 358 would prohibit any Kansas board of education from prohibiting, banning, or restricting access to any book or other media based upon: (1) partisan or doctrinal disapproval; or (2) the origin, background, or view of the person contributing to the creation of the book or other media.

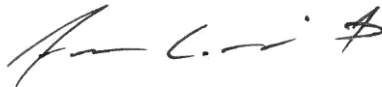
In addition, the bill would allow a board of education to prohibit, ban, or restrict access to a book or other media under certain conditions. Upon presenting a signed request with at least 5.0 percent of the qualified electors in a school district, a resident individual of a school district could request a ban or restriction. However, the individual would have to attest to reading the book in its entirety, or viewing the media in its entirety, and would have to provide a detailed list of the reasons for the ban or restriction. The bill would not apply to any age-based restriction on obscene or pornographic material. In addition, the bill's provisions could not be construed to require a school district to acquire or provide any specific book or other media. The bill would provide similar language regarding local libraries, as well.

The Department of Education states the enactment of SB 358 would have no fiscal effect on state aid to school districts. The State Library states the enactment of the bill would have no fiscal effect.

The Kansas Association of Counties indicates that local government may incur additional costs to require the verification of signatures depending on the number of requests to ban or restrict

material. Otherwise, the organization indicates that the bill would have no fiscal effect. The League of Kansas Municipalities and the Kansas Association of School Boards indicate the enactment of the bill would have no fiscal effect.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam C. Proffitt", with a stylized flourish at the end.

Adam C. Proffitt  
Director of the Budget

cc: Gabrielle Hull, Department of Education  
Angie Stallbaumer, Kansas Association of School Boards  
Ray Walling, State Library  
Wendi Stark, League of Kansas Municipalities  
Jay Hall, Kansas Association of Counties