

February 28, 2022

The Honorable John Barker, Chairperson  
House Committee on Federal and State Affairs  
Statehouse, Room 346-S  
Topeka, Kansas 66612

Dear Representative Barker:

**SUBJECT:** Fiscal Note for HB 2708 by House Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2708 is respectfully submitted to your committee.

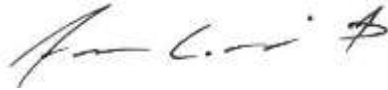
HB 2708 would create certain requirements for laboratory licensees for medical marijuana testing. These licensees would be required to comply with all local ordinances; obtain a separate license for each laboratory; comply with certain application requirements; establish policies to prevent the existing or appearance of undue benefits that diminish public confidence in the testing process; and promptly provide access to testing report, underlying data, and laboratory premises to certain individuals. Licensees would not be allowed to be direct or indirect beneficial owners of a retail dispensary, cultivator, processor, or distributor and laboratories would not be allowed to test samples for any licensee in which the owner of the laboratory has a form of ownership or financial interest in the licensee.

The bill would create certain record keeping, testing, and sampling requirements for laboratories and would require the Director of Alcoholic Beverage Control of the Department of Revenue to recommend certain rules and regulations for laboratory testing. The bill would also outline inspection and accreditation requirements for laboratory testing facilities.

The Office of the Attorney General, Kansas Bureau of Investigation, and Department of Revenue indicate enactment of the bill would have no fiscal effect. The Kansas Association of Counties states that testing facilities would be required to comply with local zoning ordinances which would include notice and hearing requirements; however, any fiscal effect would be

negligible and would be absorbed within existing resources. The League of Kansas Municipalities indicates enactment of the bill would not have a fiscal effect.

Sincerely,

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

Adam Proffitt  
Director of the Budget

cc: Lynn Robinson, Department of Revenue  
Wendi Stark, League of Municipalities  
Jay Hall, Association of Counties  
Willie Prescott, Office of the Attorney General  
Jill McCarthy, Office of the Fire Marshal