

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1193-01
Bill No.: HB 345
Subject: Telecommunications
Type: Original
Date: February 5, 2013

Bill Summary: This proposal establishes the Uniform Wireless Communications Infrastructure Deployment Act.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on FTE	0	0	0

- Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).
- Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **City of Kansas City** estimate fiscal impact as follows:

No increase in revenue would be experienced by this legislation unless additional providers seek the use of City property beyond the rate now experienced by Kansas City, at which time additional revenue (and costs) may be experienced.

Because the legislation denies cities the ability to regulate in many areas, there can be savings because inquiries into issues that may be important to neighborhoods are no longer appropriate for local review.

The amount of any additional cost cannot be estimated because it will be dependent upon the number of requests received from carriers for permission to use City property and the number of appraisals that will be required if the market rate cannot be determined through negotiation.
(§67.5102(2))

Costs incurred can be direct - payment of attorney's fees if the city makes an error in denying an application - or indirect when local government is forced to always err on the side of industry and against neighborhoods or others opposing certain placement.

Because this legislation establishes a regulated market, the city may not be able to negotiate for upper market or above market lease rates.

Oversight assumes the fiscal impact is speculative and, for fiscal note purposes only, will assign no direct fiscal impact.

Officials from the **Department of Economic Development - Public Service Commission** and **Office of Public Counsel** and the **Office of State Courts Administrator** each assume the proposal would not fiscally impact their respective agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Economic Development
Public Service Commission
Office of Public Counsel
Office of State Courts Administrator
Kansas City



Ross Strope
Acting Director
February 5, 2013