



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2025 Biennium

Bill information:

SB0361 - Prohibit discrimination by any person or entity because of firearms (Fuller, John)

Status: As Introduced

- Significant Local Gov Impact
 Needs to be included in HB 2
 Technical Concerns
 Included in the Executive Budget
 Significant Long-Term Impacts
 Dedicated Revenue Form Attached

FISCAL SUMMARY

	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance:	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Description of fiscal impact: SB 361 prohibits a governmental entity from contracting for \$100,000 or more with a company discriminating against a firearm entity or firearm trade association. This bill also requires vendors who contract with the state to complete a written and signed certificate of nondiscrimination. There is no fiscal impact to the state to implement the requirements of SB 361. However, the provisions of this legislation may reduce competition, resulting in higher costs to state agencies based on the state's inability to contract with vendors based on their gun policy/position.

FISCAL ANALYSIS

Assumptions:**Department of Administration**

1. The Department of Administration's State Procurement Bureau will implement the SB 361 requirements by developing a certificate of non-discrimination and updating the solicitation and contracting policies to require the completed form when required.

Office of the Secretary of State

2. While there may be a minimal fiscal impact to the Office of the Secretary of State, the office will absorb the costs associated with implementing SB 361 within the office's existing operating budget.

Judicial Branch

3. Section 11 states that any person may bring suit in district court should they find they have been discriminated against. This establishes a new cause of action in the district court.
4. The number of district court cases may increase as a result of this legislation; however, the Judicial Branch is unable to estimate the impact on judicial workload or the fiscal impact. The cumulative impact of such legislation may eventually require additional judicial resources because court dockets are currently full in many judicial districts throughout the state.

Technical Notes:

1. There is no exception for a sole source or exigency contract, which could leave the state with no goods or services providers if the only vendor in the market will not complete the certification of non-discrimination.



Sponsor's Initials

4/24

Date



Budget Director's Initials

2-23-23

Date