

February 14, 2024

The Honorable Kellie Warren, Chairperson
Senate Committee on Judiciary
300 SW 10th Avenue, Room 346-S
Topeka, Kansas 66612

Dear Senator Warren:

SUBJECT: Fiscal Note for SB 500 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 500 is respectfully submitted to your committee.

SB 500 would allow a person designated as a habitual violator to apply for a restricted license if their driving privileges have been revoked solely for driving while suspended due to the failure to address a traffic citation. Drivers whose licenses were revoked or suspended solely for driving while suspended, canceled, or revoked for failure to comply with a traffic citation could submit a written request to the Division of Vehicles of the Department of Revenue for restricted driving privileges. To be eligible for a restricted license, a person could not have been convicted of driving while suspended more than three times or have had their license suspended for reasons other than the failure to address a traffic citation.

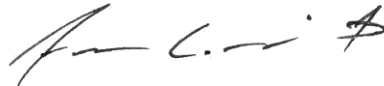
The bill would add going to or returning from dropping off or picking up one or more children from school or childcare as an allowable action under restricted driving privileges. The Division would be required to rescind a person's restricted driving privileges if the person is found guilty of a violation resulting in a license suspension, revocation, or cancellation for reasons other than failure to comply with a traffic citation. The bill would limit the assessment of reinstatement fees to a single \$100 fee instead of the \$100 fee charged for each charge.

The Office of Judicial Administration states enactment of the bill could have a fiscal effect on Judicial Branch operations because the bill's provisions could result in individuals filing motions seeking to waive or reduce outstanding fees, which could result in more time spent by court employees and judges processing and deciding these cases. According to the Office, a fiscal effect cannot be estimated until the Judicial Branch has had an opportunity to operate under the bill's provisions. The Office estimates enactment of the bill could result in a decrease in driver's license reinstatement fees, fines, and other court costs, which would affect both the State General Fund and other state funds.

The Department of Revenue indicates that the bill would require \$1,250 from the State General Fund in FY 2025 to implement the bill and to modify its systems. The required programming for this bill by itself would be performed by existing staff of the Department. In addition, if the combined effect of implementing this bill and other enacted legislation exceeds the Department's programming resources, or if the time for implementing the changes is too short, additional expenditures for outside contract programmer services beyond the Department's current budget may be required. The Department states there could be a fiscal effect to the 29.41 percent of the \$100 reinstatement fee that is credited to the Division of Vehicles Operating Fund; however, the Department cannot estimate what that effect would be. Any fiscal effect associated with SB 500 is not reflected in *The FY 2025 Governor's Budget Report*.

The League of Kansas Municipalities states the bill's enactment would not have a fiscal effect on cities. The Kansas Association of Counties is unable to estimate a fiscal effect for counties resulting from the enactment of the bill.

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: Lynn Robinson, Department of Revenue
Trisha Morrow, Judiciary
Jay Hall, Kansas Association of Counties
Wendi Stark, League of Kansas Municipalities