

January 17, 2017

The Honorable Richard Proehl, Chairperson
House Committee on Transportation
Statehouse, Room 581-W
Topeka, Kansas 66612

Dear Representative Proehl:

SUBJECT: Fiscal Note for HB 2010 by Representative Ruiz

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2010 is respectfully submitted to your committee.

HB 2010 would prohibit an individual from holding a wireless communication device to the individual's ear while operating a motor vehicle on a public road or highway except for summoning medical or emergency assistance. The bill would also eliminate the requirement that law enforcement officers issue warning citations for unlawful use of a wireless communication device while operating a motor vehicle.

According to the League of Kansas Municipalities, cities could experience increased revenue from fines if they have the means to fully enforce violations of the bill. However, the fiscal effect on cities cannot be estimated, as the number of violations that would occur under the bill is not known. The League does not possess data on incidents of unlawful use of wireless communication devices.

The Kansas Association of Counties indicates that the expanded enforcement requirements could increase expenditures for counties. This would not be offset by additional revenue from fines because fines collected by counties are remitted to the state. However, the Association notes that there could be reduced expenditures for county emergency services if there is a decrease in traffic accidents from fewer drivers using wireless communication devices.

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The Kansas Highway Patrol states that the bill would have no fiscal effect on agency operations. Any fiscal effect associated with HB 2010 is not reflected in *The FY 2018 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Sullivan", with a horizontal line extending to the right.

Shawn Sullivan,
Director of the Budget

cc: Kim Torrey, Highway Patrol
Brock Ingmire, League of Municipalities
Melissa Wangemann, Association of Counties