

February 8, 2022

The Honorable Kellie Warren, Chairperson
Senate Committee on Judiciary
Statehouse, Room 346-S
Topeka, Kansas 66612

Dear Senator Warren:

SUBJECT: Fiscal Note for SB 371 by Senate Committee on Federal and State Affairs

In accordance with KSA 75-3715a, the following fiscal note concerning SB 371 is respectfully submitted to your committee.

SB 371 would prohibit the suspension of driver's licenses due to nonpayment of fines or court costs associated with a traffic citation. The bill would apply retroactively to suspensions prior to July 1, 2022, due to nonpayment of fines or court costs associated with traffic citations.

The Kansas Department of Revenue states that enactment of SB 371 would require one-time administrative costs of approximately \$1,500 from the State General Fund in FY 2023 and would result in a decrease of revenue from reinstatement fees, but the total fiscal effect could not be estimated. The Office of Judicial Administration states enactment of SB 371 could have a fiscal effect on both expenditures and revenue. The bill allows the filing of petitions for reinstatement which would increase the number of hearings and would require notification to the Division of Vehicles for all reinstatements. This would result in more time spent by district court judicial and nonjudicial personnel in processing and researching the petitions. The Office anticipates the revenue into the Judicial Branch Nonjudicial Salary Adjustment Fund would be reduced, as well as revenue for court docket fees, surcharge fees, and fines. According to the Office, a fiscal effect cannot be estimated.

The League of Kansas Municipalities reports that enactment of the bill would have a fiscal effect on cities due to removing the enforcement mechanism for the collection of fines and fees, however, the fiscal effect could not be estimated. The Kansas Association of Counties states

enactment of the bill could result in a change in the rate of payment of fees and fines, but the fiscal effect could not be estimated. Any fiscal effect associated with SB 371 is not reflected in *The FY 2023 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt".

Adam Proffitt
Director of the Budget

cc: Lynn Robinson, Department of Revenue
Vicki Jacobsen, Judiciary
Jay Hall, Association of Counties
Wendi Stark, League of Municipalities