

February 28, 2022

The Honorable Brenda Landwehr, Chairperson
House Committee on Health and Human Services
Statehouse, Room 112-N
Topeka, Kansas 66612

Dear Representative Landwehr:

SUBJECT: Fiscal Note for HB 2695 by House Committee on Health and Human Services

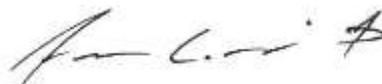
In accordance with KSA 75-3715a, the following fiscal note concerning HB 2695 is respectfully submitted to your committee.

HB 2695 would prohibit individuals from smoking in a motor vehicle where an individual who is under the legal age to purchase cigarettes or tobacco products is present. A violation would be punishable by a \$50 fine. The bill would allow a court to waive the fine on a first offense if an individual provides proof that they have entered into a smoking cessation program. The bill would prohibit law enforcement officers from stopping a driver for a violation of unlawful smoking in a vehicle in the absence of another violation of law.

The Office of Judicial Administration indicates that enactment of the bill could increase the number of cases filed in district courts because it creates a new violation. This, in turn, would increase the time spent by district court judicial and nonjudicial personnel in processing, researching, and hearing cases. The bill could also result in the collection of additional docket fees and fines assessed in cases filed under the provisions of the bill. However, a fiscal effect cannot be determined because the number of additional cases cannot be estimated.

The Highway Patrol indicates enactment of the bill would have no fiscal effect. Any fiscal effect associated with HB 2695 is not reflected in *The FY 2023 Governor's Budget Report*.

Sincerely,



Adam Proffitt
Director of the Budget

cc: Vicki Jacobsen, Judiciary
Sherry Macke, Highway Patrol