

SESSION OF 2005

SUPPLEMENTAL NOTE ON SENATE BILL NO. 46

As Recommended by Senate Committee on
Ways and Means

Brief*

SB 46 concerns the amount of penalty to be assessed against a person seeking to have an expired state warrant reissued. The bill would designate a charge of 10 percent of the amount of the warrant or \$30, whichever is less. (The current penalty is 10 percent of the warrant or \$15, whichever is more.) The fiscal note associated with SB 46 indicates there is a potential loss of an indeterminate amount to specific fee funds and the State General Fund. The actual loss during the last three calendar years under SB 46 would have varied from \$6,861 to \$58,489.

Background

The Joint Committee on Special Claims Against the State receives requests from claimants who believe 10 percent of the warrant is excessive and may greatly exceed the actual cost to the state to reissue the warrant. Administrative agencies are bound by the law to assess the penalty. Some Committee members indicated their belief that if the penalty were reduced to an amount more in line with the cost of reissuance, more people would accept the penalty, be paid in a timely fashion, and the Committee and the Legislature would be saved from having to hear and act on cancelled warrants.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>