

Neutral Testimony of Substitute for HB2289

Senate Judiciary Committee

Presented by Gary Mason Deputy Secretary for Environment, KDHE

March 3, 2016

Good morning Chairman King and members of the committee, I am pleased to testify on Substitute for HB2289 as it relates to Kansas' Breath Alcohol Program. I am Gary Mason, Kansas Department of Health and Environment (KDHE) Deputy Secretary for Environment.

KDHE ensures the quality of the Breath Alcohol Program by providing state of the art technology and maintaining this technology through a certification program. Recently, KDHE embarked upon a technology upgrade moving from the Intoxilyzer 8000 to the Intoxilyzer 9000. This change facilitates the integration of required state forms into the technology software and provides for remote access along with remote data transfer. Substitute for HB2289, as proposed, would require modifications to KDOR Forms DC-27, DC-28 and CDL-5 and corresponding unit displays. As a result, costs would be incurred by KDHE to reprogram the units and install software updates.

The fiscal impact is estimated at:

Software Upgrade and Display Upgrade:	\$15,000 - \$60,000
Staff Time and Overhead to Implement:	<u>\$10,000 - \$15,000</u>
Total	\$25,000 - \$75,000

In addition, should Substitute for HB2289 be passed it is likely that KDHE will delay its deployment of the new instruments a few months to facilitate upgrades before distribution of new units.

Thank you for the opportunity to testify and we are available to answer any questions you might have.