

February 18, 2015

The Honorable Mike Petersen, Chairperson
Senate Committee on Transportation
Statehouse, Room 345-S
Topeka, Kansas 66612

Dear Senator Petersen:

SUBJECT: Fiscal Note for SB 164 by Senate Committee on Transportation

In accordance with KSA 75-3715a, the following fiscal note concerning SB 164 is respectfully submitted to your committee.

SB 164 would prohibit any train, locomotive, or light engine used in connection with the movement of freight from being operated unless it has a crew consisting of at least two individuals, not including hostler service or utility employees. A violation of SB 164 would consist of the following fines:

1. A fine of not less than \$250 and not more than \$1,000 for a first conviction;
2. A fine of not less than \$1,000 and not more than \$5,000 for a second conviction within three years immediately preceding the violation; or
3. A fine of not less than \$5,000 and not more than \$10,000 for a third or subsequent conviction within three years immediately preceding the violation.

The Office of Judicial Administration estimates that passage of SB 164 could increase fine revenues; however, until the Judicial Branch has had an opportunity to operate under the provisions of SB 164 an accurate fiscal effect cannot be given. Any fiscal effect associated with SB 164 is not reflected in *The FY 2016 Governor's Budget Report*.

Sincerely,



Shawn Sullivan,
Director of the Budget

cc: Mary Rinehart, Judiciary
Ben Cleaves, KDOT