

January 30, 2015

The Honorable Jeff King, Chairperson
Senate Committee on Judiciary
Statehouse, Room 341-E
Topeka, Kansas 66612

Dear Senator King:

SUBJECT: Fiscal Note for SB 74 by Senate Committee on Judiciary

In accordance with KSA 75-3715a, the following fiscal note concerning SB 74 is respectfully submitted to your committee.

The 2014 Legislature enacted HB 2303, which increased the fees to have a driver's license reinstated for violations of driving under the influence statutes. The bill also redistributed reinstatement fees to certain funds based on new percentages. Under current law those percentages will remain in effect from July 1, 2014 through June 30, 2018 as follows: 26.0 percent to the Community Alcohol and Intoxication Programs Fund in the Department for Aging and Disability Services (KDADS); 12.0 percent to the Juvenile Detention Facilities Fund in the Department of Corrections (DOC); 12.0 percent to the Forensic Laboratory and Materials Fee Fund in the Kansas Bureau of Investigation (KBI); 17.0 percent to the Driving Under the Influence Fund in the Department of Health and Environment (KDHE); and 33.0 percent to the Judicial Branch Nonjudicial Salary Adjustment Fund.

SB 74 would extend the current distribution through June 30, 2020. Beginning July 1, 2020, the Judicial Branch Nonjudicial Salary Adjustment Fund would no longer receive a percentage of reinstatement fee revenue, and the following distribution would take effect: 35.0 percent to the Community Alcohol and Intoxication Programs Fund; 20.0 percent to the Juvenile Detention Facilities Fund; 20.0 percent to the Forensic Laboratory and Materials Fee Fund; and 25.0 percent to the Driving Under the Influence Fund.

The Department of Revenue indicates that SB 74 would have no fiscal effect on agency operations. In addition, the bill would have no immediate fiscal effect for KDADS, DOC, KBI, or KDHE. Extending the current distribution through June 30, 2020 would delay the time upon which these agencies would begin receiving increased percentages of reinstatement fee revenue.

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At the same time, the Judicial Branch would continue receiving a portion of those fees for two additional years. Any fiscal effect associated with SB 74 is not reflected in *The FY 2016 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Sullivan", with a horizontal line extending to the right.

Shawn Sullivan,
Director of the Budget

cc: Jack Smith, Department of Revenue