

March 22, 2017

REVISED

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

Dear Senator Petersen:

**SUBJECT:** Revised Fiscal Note for SB 171 by Senate Committee on Transportation

In accordance with KSA 75-3715a, the following revised fiscal note concerning SB 171 is respectfully submitted to your committee.

Under current law, individuals who have had driving privileges suspended for driving a commercial vehicle under the influence, driving under the influence or refusing to submit to an alcohol or drug test; or had their driving privileges revoked for test refusal, test failure, or had an alcohol or drug related conviction in the last five years or had been convicted of fleeing or attempting to elude police are not eligible to obtain a license to drive a motorized bicycle on Kansas highways. SB 171 would remove those prohibitions from restricting individuals from obtaining licenses to drive motorized bicycles on Kansas highways.

Estimated State Fiscal Effect				
	FY 2018 SGF	FY 2018 All Funds	FY 2019 SGF	FY 2019 All Funds
Revenue	--	--	--	--
Expenditure	\$2,601	\$2,601	--	--
FTE Pos.	--	--	--	--

The Department of Transportation indicates the bill would cause the State to be in noncompliance with federal law requiring certain minimum penalties for all repeat intoxicated drivers. Being in noncompliance would require a reapportionment of federal monies relating to highway construction and safety funds for alcohol-impaired driving. The reapportionment would total 2.5 percent of the State's core highway construction funds and result in approximately \$8.5 million in FY 2018 and \$8.7 million in FY 2019 being used for alcohol-impaired driving or

The Honorable Mike Petersen, Chairperson

March 22, 2017

Page 2—SB 171

hazard elimination programs instead of highway construction. The Department of Transportation developed the reapportionment based on estimated federal receipts for the National Highway Performance Program and Surface Transportation Program totaling \$339.8 million in FY 2018 and \$346.7 million in FY 2019. The Office of Judicial Administration indicates the bill would have no fiscal effect on Kansas Courts. The Department of Revenue indicates the bill would require one-time expenditures from the State General Fund in FY 2018 totaling \$2,601 to update the Department's issuance systems and forms. Any fiscal effect associated with SB 171 is not reflected in *The FY 2018 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  
Ashley Michaelis, Judiciary