

SESSION OF 2017

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2279

As Amended by House Committee on
Appropriations

Brief*

HB 2279, as amended, would amend statutes regarding the reinstatement fee for failure to comply with a traffic citation and its distribution. The bill would increase the reinstatement fee for each charge from \$59 to \$100.

The bill also would increase the percentage the Judicial Branch Nonjudicial Salary Adjustment Fund receives of these fees and lower the percentage distributed to other funds while maintaining the amount distributed. Under current law, the Nonjudicial Salary Adjustment Fund receives 15.30 percent of the fee amount, the Division of Vehicles receives 42.40 percent, the Community Alcohol Fund receives 31.80 percent, and the Juvenile Alternatives to Detention Fund receives 10.59 percent. Under bill as amended, the Nonjudicial Salary Adjustment Fund would receive the first \$15 of such reinstatement fees. Of the remaining amount, the Nonjudicial Salary Adjustment Fund would receive 41.17 percent, the Division of Vehicles Operating Fund would receive 29.41 percent, the Community Alcoholism and Intoxication Programs Fund would receive 22.06 percent, and the Juvenile Alternatives to Detention Fund would receive 7.36 percent.

Background

The bill was introduced by the House Committee on Appropriations. As introduced, the bill would have extended

*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>

the sunset date for the Judicial Branch Nonjudicial Salary Adjustment Fund receiving revenue from driver's license reinstatement fees related to driving under the influence. The Judicial Branch currently receives 33.0 percent of reinstatement fees paid by persons whose driving privileges have been suspended due to alcohol- and drug-related violations.

In the House Committee hearing, a representative from the Judicial Branch provided proponent testimony, stating the agency is scheduled to lose approximately \$953,000 in revenue because of the sunset. A representative from the Kansas Department of Health and Environment (KDHE) provided neutral testimony, stating KDHE had planned to purchase additional equipment for driving-under-the-influence training. A representative from the Kansas Bureau of Investigation provided opponent testimony, stating revenue from driver's license reinstatement fees supported the Forensic Laboratory and Materials Fee Fund and the absence of such revenue would hinder agency operations.

In a subsequent House Committee hearing, the House Committee amended the bill to delete the original contents of the bill and instead change the distribution of fees generated from the failure to comply with traffic citations. Due to the increased fee, the amended percentages would not change the amount received by the Division of Vehicles, the Community Alcohol Fund, and the Juvenile Alternatives to Detention Fund.

No proponent, neutral, or opponent testimony was provided on the replacement contents.

The fiscal note prepared by the Division of Budget on the bill, as introduced, is no longer applicable.