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MEMORANDUM

To: Senate Committee on Judiciary

From: Office of Revisor of Statutes

Date: February 20, 2020

Subject: Bill Brief for SB 358

Senate Bill 358 would authorize the highway patrol to provide the administration and oversight of state certified ignition interlock device manufacturers and service providers.

Section 1 amends K.S.A. 8-241, a statute concerning when a licensee must submit to an examination, related examination and reinstatement fees, and issuance of licenses with a DUI-IID designation. The bill amends subsection (e), directing that funds credited to the DUI-IID designation fund shall be used by the highway patrol, rather than the department of revenue.

Section 2 amends K.S.A. 8-1014, part of the statutes governing administrative penalties on driving privileges for DUI-related offenses. The bill amends subsection (b)(3) to reference ignition interlock device approval by the highway patrol, rather than the division of vehicles.

Section 3 amends K.S.A. 8-1015, another part of the statutes governing administrative penalties on driving privileges for DUI-related offenses. The bill amends subsection (d) to provide that whenever an ignition interlock device is required by law, such device shall be approved by the highway patrol, rather than the division of vehicles.

Section 4 amends K.S.A. 8-1016, the statute authorizing rules and regulations related to administration and oversight of the ignition interlock device program and ignition interlock device manufacturers and service providers. The bill transfers the authority to adopt rules and regulations from the secretary of revenue to the superintendent of the highway patrol.