

February 13, 2015

REVISED

The Honorable Richard Proehl, Chairperson  
House Committee on Transportation  
Statehouse, Room 581-W  
Topeka, Kansas 66612

Dear Representative Proehl:

**SUBJECT:** Revised Fiscal Note for HB 2188 by House Committee on Transportation

In accordance with KSA 75-3715a, the following revised fiscal note concerning HB 2188 is respectfully submitted to your committee.

HB 2188 would allow a person with a suspended license to be issued a restricted license if the individual enters into a one-year payment plan with the district or municipal court and is in compliance with its terms and conditions.

Since the original fiscal effect statement was issued, the Office of Judicial Administration (OJA) has provided information on the fiscal effect of this bill. The OJA indicates that HB 2188 would require clerks of the district courts and their staff to check a monthly listing of all persons who have been granted a restricted license to ensure compliance with payment plan agreements. Based on 339 restricted licenses issued by the Department of Revenue in 2014 and an upward trend, the Office estimates 400 restricted licenses could be issued in 2015, which would require a minimum of 1.50 additional Trial Court Clerk II FTE positions at a cost of \$54,721 from the State General Fund in FY 2016, and \$61,235 from the State General Fund in FY 2017. The OJA indicates that county governments would be required to pay the operating costs associated with those positions. Further, the OJA indicates that HB 2188 could increase revenues from docket fees and fines, but a precise estimate cannot be determined until the courts have had an opportunity to operate under the provisions because it is unknown how many persons would enter into a payment plan agreement, how many of those would comply, and what amounts are owed by those persons for the underlying offenses. The Department of Revenue indicates HB 2188 would have no fiscal effect on agency operations. The Kansas Association of Counties indicates that counties could indirectly benefit from additional citations paid to various funds used for community services, but a precise fiscal effect cannot be determined.

Sincerely,

  
Shawn Sullivan,  
Director of the Budget

cc: Jack Smith, Department of Revenue