

February 1, 2021

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

Dear Representative Proehl:

SUBJECT: Fiscal Note for HB 2107 by Representative Collins

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2107 is respectfully submitted to your committee.

HB 2107 would require pedestrians and motor vehicle operators to yield the right-of-way to any vehicle that is part of a funeral procession that is led by a funeral lead vehicle or accompanied by a funeral escort. The bill would outline right-of-way scenarios and exceptions as well as requirements for vehicles in funeral processions. Also, the bill would also establish a fine of \$20 for failure to yield right-of-way to a funeral procession to the uniform fine schedule for traffic violations. The bill would add a fine of \$45 for the unlawful operation of an electric-assisted scooter. The \$45 fine for the unlawful operation of an electric-assisted scooter is established in KSA 8-2118c, which the bill would repeal.

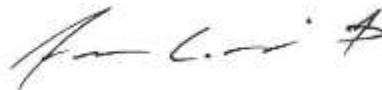
The Office of Judicial Administration states enactment of HB 2107 could increase the number of cases filed in district court because it creates a new violation for failure to yield right-of-way to a funeral procession, which could result in more time spent by court employees and judges processing and deciding these cases. According to the Office, a fiscal effect cannot be estimated. The Office estimates that enactment of the bill could result in the collection of additional docket fees and fines assessed in cases filed under the provisions of the bill.

The Kansas Department of Transportation (KDOT) indicates enactment of the bill would create a new traffic infraction with a fine of \$20. The agency's Traffic Records Enhancement Fund currently receives 2.23 percent of all district court fines, penalties, and forfeitures, while the agency's Seat Belt Safety Fund receives 2.20 percent. KDOT estimates enactment of the bill could increase the amount of fines collected because of the new traffic infraction, which would increase

revenues to both funds; however, KDOT is unable to estimate a fiscal effect because the agency does not have enough information to estimate how many citations would be issued. Any fiscal effect associated with HB 2107 is not reflected in *The FY 2022 Governor's Budget Report*.

Both the League of Kansas Municipalities and the Kansas Association of Counties state enactment of the bill would have a negligible fiscal effect for local governments.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt".

Adam Proffitt
Director of the Budget

cc: Ben Cleeves, Transportation
Debbie Thomas, Judiciary
Wendi Stark, League of Municipalities
Jay Hall, Association of Counties