

February 13, 2024

The Honorable Shannon Francis, Chairperson
House Committee on Transportation
300 SW 10th Avenue, Room 582-N
Topeka, Kansas 66612

Dear Representative Francis:

SUBJECT: Fiscal Note for HB 2680 by House Committee on Transportation

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2680 is respectfully submitted to your committee.

HB 2680 would make it unlawful for a parent, legal guardian, or other person responsible for a child who is eight years old or younger from knowingly leaving a child in a motor vehicle without being supervised by a person who is 12 years old or older. The Division of Vehicles would be required to include information concerning the dangers of leaving children unattended in motor vehicles in the Kansas Driving Handbook, drivers' training schools, driver training courses conducted by any board, driver improvement clinics, and any materials provided to community driving public awareness and education programs by the Division of Vehicles or other agencies.

A person who violates the bill's provisions could also be prosecuted for, convicted of, and punished for any offense in Chapter 21 of the Kansas Statutes Annotated resulting from leaving a child unattended in a motor vehicle. The bill would establish a fine of \$100 for leaving a child unattended in a motor vehicle. The fine would be credited to the Children and Family Trust account of the Family and Children Investment Fund.

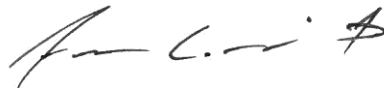
The Office of Judicial Administration states enactment of HB 2680 could increase the number of cases filed in district court because it creates a traffic infraction, which could result in more time spent by court employees and judges processing and deciding these cases. According to the Office, a fiscal effect cannot be estimated until the courts have had an opportunity to operate under the bill's provisions. The Office indicates enactment of the bill could result in the collection of docket fees and fines assessed in those cases filed under the bill's provisions, which would be credited to the State General Fund and other state funds.

The Department for Children and Families indicates revenues to the Children and Families Trust account of the Family and Children Investment Fund would increase if the bill were enacted; however, since the Department would not be responsible for enforcing the traffic infraction in the bill, it cannot provide an estimate of how much revenue would be collected.

The Highway Patrol, the Department of Revenue, and the Kansas Department of Transportation all state there would be no fiscal effect on the operations of any of the respective agencies, if the bill is enacted. Any fiscal effect associated with HB 2680 is not reflected in *The FY 2025 Governor's Budget Report*.

The Kansas Association of Counties states it cannot estimate a precise fiscal effect, if the bill is enacted. The League of Kansas Municipalities states the bill's enactment would see increased costs for local law enforcement agencies for the enforcement of the bill's provisions; however, the League is unable to estimate a precise fiscal effect.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam C. Proffitt", with a stylized flourish at the end.

Adam C. Proffitt
Director of the Budget

cc: Trisha Morrow, Judiciary
Wendi Stark, League of Kansas Municipalities
Jay Hall, Kansas Association of Counties
Lynn Robinson, Department of Revenue
Brendan Yorkey, Department of Transportation
Sherry Macke, Kansas Highway Patrol
Kim Holter, Department for Children & Families