

February 3, 2011

The Honorable Pat Colloton, Chairperson
House Committee on Corrections and Juvenile Justice
Statehouse, Room 167-W
Topeka, Kansas 66612

Dear Representative Colloton:

SUBJECT: Fiscal Note for HB 2059 by Representative Sloan

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2059 is respectfully submitted to your committee.

HB 2059 would require any person selling any item to a second-hand store to provide identification. The identification could be a valid state driver's license, non-driver's identification card, military identification card, or passport containing the seller's name, address, sex, and date of birth. Minors could not sell any item to a second-hand store under HB 2059, unless accompanied by a parent or legal guardian. The parent or guardian would have to display identification.

The bill would also make it unlawful for any second-hand store to sell any item to a person without obtaining identification from the purchaser, or if the person making the purchase is a minor, then the minor's parent or guardian would have to provide identification. Second-hand stores would be required to maintain a register of all purchases at the time of receipt of each item. The register would contain all required information for each transaction and would be maintained for five years from the date of the transaction. Violations of this bill would result in a fine of \$100 and \$500 for each subsequent violation. The register would contain the following information:

1. The time, date, and place of transaction;
2. The seller's, and, if applicable, parent's or legal guardian's name, address, sex, and date of birth;
3. A copy of the state driver's license, non-driver's identification card, military identification card, or passport; and
4. A general description of the goods received.

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The Office of the Attorney General and the Department of Revenue indicate there would be no fiscal effect to agency operations as a result of the passage of HB 2059. Violations of the bill would presumably be prosecuted at the local level, possibly requiring expenditure of additional resources by cities and counties.

Sincerely,

A handwritten signature in black ink, appearing to read "Steven J. Anderson", with a long horizontal flourish extending to the right.

Steven J. Anderson, CPA, MBA
Director of the Budget

cc: Meagan Pinegar, Attorney General's Office