

SESSION OF 2014

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2479

As Recommended by House Committee on
Corrections and Juvenile Justice

Brief*

HB 2479 would amend administrative restrictions applicable to driving under the influence (DUI) and related offenses to remove the July 1, 2015, sunset date for a provision requiring the use of a breath alcohol ignition interlock device after the first test failure or conviction.

Background

As part of a comprehensive DUI reform package, 2011 House Sub. for SB 6 added an ignition interlock restriction as a required administrative penalty for a first test failure or first DUI-related conviction. The provision included a July 1, 2015, sunset date, so that until June 30, 2015, for a first occurrence, driving privileges are suspended for 30 days for any first-time offender, followed by a 180-day ignition interlock restriction, or a one-year ignition interlock restriction for an offender with certain previous violations on the offender's record. Under current law, on and after July 1, 2015, the penalty for a first occurrence will return to the former provision, which was a 30-day suspension and a 330-day restriction to driving for certain purposes, with an ignition interlock option.

The bill was introduced by the House Committee on Corrections and Juvenile Justice at the request of a representative of Mothers Against Drunk Driving (MADD) Kansas. In the House Committee, a representative of the

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

Kansas County and District Attorneys Association and MADD Kansas and a representative of the Kansas Ignition Interlock Association testified in support of the bill. There was no opponent testimony.

According to the fiscal note provided by the Division of the Budget on the bill, the Department of Revenue expects, if the bill is not enacted, negligible increases in expenditures for FY 2015 in order to educate its business staff and incorporate old rules related to driver's license restrictions for DUI violations.