

SESSION OF 2015

**SUPPLEMENTAL NOTE ON HOUSE SUBSTITUTE FOR
SENATE BILL NO. 184**

As Recommended by House Committee on
Judiciary

Brief*

House Sub. for SB 184 would amend the statute governing failure to comply with a traffic citation to require an individual to enter into a one-year payment plan with the district or municipal court and to comply with the terms and conditions of such plan in order to qualify for restricted driving privileges when the individual's driver's license expires while suspended for failure to pay fines for traffic citations.

Background

SB 184 was introduced in the Senate Committee on Judiciary at the request of the Kansas Supreme Court. As introduced, the bill contained provisions related to dormancy of judgments for court costs. In the Senate Committee, a representative of the Kansas Association of District Court Clerks and Administrators testified in support of the bill. No neutral or opponent testimony was submitted.

In the House Committee, the same conferee testified in support of the bill. There was no other testimony. The House Committee placed the original contents of SB 184 into SB 183 and recommended a substitute bill for SB 184 containing the contents of HB 2188, regarding a payment plan for any person failing to comply with a traffic citation under certain circumstances. Further background information regarding HB 2188 is provided below.

*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>

No fiscal note is available for the substitute bill. Fiscal note information for HB 2188 is provided below.

Background of HB 2188

HB 2188 was introduced by Representative Todd, who testified in support of the bill in the House Committee on Transportation. There was no opponent or neutral testimony.

According to the revised fiscal note prepared by the Division of the Budget on HB 2188, the Office of Judicial Administration (OJA) estimates a minimum of 1.50 additional Trial Court Clerk II FTE positions would be required to check a monthly listing of persons granted restricted licenses and ensure compliance with payment plan agreements. These positions would require \$54,721 in FY 2016 and \$61,235 in FY 2017, all from the State General Fund. OJA indicates county governments would have to pay operating costs associated with the positions. OJA indicates the bill could increase revenues from docket fees and fines, but cannot estimate what these revenues would be until the courts have operated under the provisions of the bill. The Department of Revenue indicates HB 2188 would have no fiscal effect on the agency. The Kansas Association of Counties indicates counties could indirectly benefit from additional citation revenues paid to various funds used for community services, but a precise fiscal effect cannot be determined.