

February 26, 2020

The Honorable Julia Lynn, Chairperson
Senate Committee on Commerce
Statehouse, Room 445A-S
Topeka, Kansas 66612

Dear Senator Lynn:

SUBJECT: Fiscal Note for SB 435 by Senate Committee on Assessment and Taxation

In accordance with KSA 75-3715a, the following fiscal note concerning SB 435 is respectfully submitted to your committee.

SB 435 would define a “personal delivery device” as a powered device operated primarily on sidewalks and crosswalks and intended primarily for the transport of property on public rights-of-way that does not exceed 150 pounds, excluding cargo, and is capable of navigating with or without the active control or monitoring of a person. The device would be required to have multiple identification features or markings on the device and be limited to a maximum speed of six miles per hour. The device would not be considered a motor vehicle under Kansas law and would not be permitted to transport hazardous materials. The entity that operates the device would be required to maintain a general liability insurance policy that has a minimum coverage of \$100,000.

Counties, cities, unified governments, or other municipalities would not be permitted to enact or enforce an ordinance or resolution relating to the design manufacture, maintenance, licensing, registration, taxation, assessment, or other charges, certification or insurance of a personal delivery device; the types of property that could be transported by a personal delivery device; or the operations of personal delivery devices or the restriction of access of personal delivery devices to any sidewalk, crosswalk or public highway.

The Kansas Department of Revenue indicates that enactment of SB 435 would have no fiscal effect on the agency. The League of Kansas Municipalities and the Kansas Association of Counties indicate that any fiscal effect from the passage of SB 435 would be negligible. Any fiscal effect associated with SB 435 is not reflected in *The FY 2021 Governor’s Budget Report*.

Sincerely,



Larry L. Campbell
Director of the Budget

cc: Jay Hall, Association of Counties
Lynn Robinson, Department of Revenue
Trey Cocking, League of Municipalities