

SESSION OF 2008

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 366**

As Amended by House Committee of the Whole

**Brief\***

SB 366 would amend current law to authorize the district or municipal court to charge an additional fee of \$5 for mailing written notice that failure to appear in district court or municipal court or pay all fines, court costs, and any penalties within 30 days of the notice will result in the Division of Vehicles being notified to suspend the person's driver's license.

The bill would require the notice to appear, when a person is charged with a traffic infraction, to contain a provision that the person's failure to either pay the fine and court costs or appear at the specified time may result in suspension of the person's driver's license.

Other changes in the bill are technical and clarifying in nature.

**Background**

The proponent of the bill, as introduced, included Dale Goter, City of Wichita.

There was no testimony in opposition to the bill as introduced.

The Senate Committee of the Whole amended the bill to:

- Strike the authorization that notice may be given at the time a traffic citation is issued;

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\*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>

- Authorize the district or municipal court discretion to charge an additional fee of \$5 for mailing notice; and
- Require the notice to appear, when a person is charged with a traffic infraction, to contain a provision that the person's failure to either pay the fine and court costs or appear at the specified time may result in suspension of the person's driver's license.

The House Committee amendments are technical in nature, dealing with changes to reflect current date references.

The House Committee of the Whole changes are clarifying.

The fiscal note on the bill as introduced from the Division of Budget states that a small savings could be realized in the court budgets since, in cases of offenders who could not pay the fines levied in court, notices of failure to comply could be handed to offenders during court proceedings, rather than mailing the notices.