

March 7, 2025

The Honorable Shannon Francis, Chairperson
House Committee on Transportation
300 SW 10th Avenue, Room 582-N
Topeka, Kansas 66612

Dear Representative Francis:

SUBJECT: Fiscal Note for HB 2200 by House Committee on Transportation

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2200 is respectfully submitted to your committee.

HB 2200 would create a traffic infraction for leaving a firearm in an unattended vehicle unless it is securely stored. The traffic infraction would be punishable with a fine of up to \$100. The bill would specify that a handgun must be stored in a locked, hard-sided container, placed out of plain view, and securely stored in either a locked vehicle, a locked trunk of a locked vehicle, a locked truck-camper, or a locked recreational vehicle. The bill would provide that a firearm that is not a handgun must also be stored in a locked hard-sided or soft-sided container with a tamper-resistant mechanical lock or other safety device properly engaged to render the weapon inoperable while stored in the container, and that the container must be placed in one of the same locations required for a handgun container.

The bill would apply to any unattended vehicle on a highway, public property, private property open to the public, or a parking lot or facility. However, it would not apply to firearms with a matchlock, flintlock, percussion cap, or similar type of ignition system manufactured before 1898, or to certain firearms used for agricultural purposes, a person who holds a hunting license engaged in lawful hunting, a person engaged in the instruction of a hunter education course, active members of the U.S. Armed Forces while on active duty, or by law enforcement officers. It would also exempt individuals who report a firearm lost or stolen within 48 hours from any penalties.

The bill would require the Office of the Attorney General, in coordination with the Kansas Highway Patrol, to create and conduct an educational campaign on the secure storage of firearms in vehicles. Licensed firearms dealers would be required to post notices on their premises

informing customers about the unlawful storage of firearms in unattended vehicles. The bill would take effect on July 1, 2025.

The Judiciary indicates that the bill has the potential to increase the number of cases filed in district courts. This may increase agency operating expenditures due to the additional time spent by district court judicial and nonjudicial personnel in processing, researching, and hearing cases. However, the Judiciary is unable to calculate a precise estimate of this effect. The bill has the potential to increase the collection of docket fees and fines which are deposited in the State General Fund; however, the amount of additional collections is unknown.

The Office of the Attorney General indicates that creation of the required educational materials could be accomplished with existing resources; however, enactment of the bill could result in litigation challenging its constitutionality. The Attorney General estimates that the cost to defend against these legal challenges could exceed \$1.0 million per fiscal year; however, a precise estimate of this fiscal effect was unable to be calculated. The Highway Patrol indicates that enactment of the bill would have no fiscal effect on its operations. Any fiscal effect associated with HB 2200 is not reflected in *The FY 2026 Governor's Budget Report*.

The League of Kansas Municipalities indicates that enactment of the bill has the potential to increase city government expenditures on the training of law enforcement officers. The Kansas Association of Counties indicates that the bill would have an unknown fiscal effect on counties.

Sincerely,



Adam C. Proffitt
Director of the Budget

cc: Sherry Macke, Kansas Highway Patrol
Matt Bingesser, Office of the Attorney General
Trisha Morrow, Judiciary
Jay Hall, Kansas Association of Counties
Wendi Stark, League of Kansas Municipalities