



February 20, 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 2288 by House Committee on Transportation

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2288 is respectfully submitted to your committee.

HB 2288 would create the Motor Vehicle Right to Repair Act. The bill would establish new requirements for vehicle manufacturers to provide equal access to vehicle diagnostic and repair information. The bill would create a Motor Vehicle Repairs Board under the Attorney General's jurisdiction, composed of representatives from manufacturers, aftermarket parts makers, parts distributors, independent repair facilities, and motor vehicle dealers. This board would manage secure access to mechanical data and monitor compliance with the Act.

For vehicles from 2002 onwards, manufacturers would be required to make available all diagnostic tools, software, and repair information to independent repair facilities and vehicle owners at costs comparable to what authorized dealers pay. This would include access to diagnostic systems, repair manuals, and technical updates through internet-based systems.

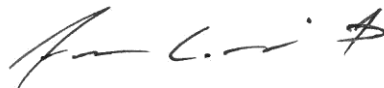
Starting with 2018 model year vehicles, manufacturers would be required to equip vehicles with standardized, nonproprietary interface devices that comply with specific international standards. These interfaces would provide direct access to on-board diagnostic and repair information through common connection types like USB or ethernet. By January 1, 2027, manufacturers would be required to implement a standardized access platform for vehicles with telematics systems. This platform would allow vehicle owners to authorize access to their vehicle's mechanical data through a mobile application, enabling independent repair facilities to perform maintenance and repairs.

The bill would include provisions for enforcement, with violations subject to civil penalties of \$3,000 per incident or \$10,000, whichever is greater. While manufacturers could exclude certain security-related information, they would be required to make this available through secure alternative systems. The bill would take effect on January 1, 2026.

According to the Office of the Attorney General, enactment of HB 2288 would increase expenditures by \$232,593 for FY 2026 and \$244,223 for FY 2027, all from the State General Fund. The expenditures would include \$62,366 for 1.00 Program Consultant to manage and facilitate the activities of the Motor Vehicle Repairs Board and \$133,905 for 1.00 Assistant Attorney General position to file actions alleging violations of this Act and to provide legal counsel to the Board. Other expenditures would include \$36,322 for the incidentals of hiring new employees, such as office space, technology, training, and other related items. The increase from FY 2026 to FY 2027 allows for a 5.0 percent increase related to inflation. The costs would be on-going.

The Office of Judicial Administration indicates that enactment of HB 2288 could increase the number of cases filed in district courts because the bill would authorize the Attorney General to bring a court action for any violations and allow a person to file a civil action. This, in turn, would increase the time spent by district court judicial and nonjudicial personnel in processing, researching, and hearing cases. Nevertheless, until the courts have had an opportunity to operate under the provisions of HB 2288, an accurate estimate of the fiscal effect on expenditures by the Judicial Branch cannot be given. The bill would not have a fiscal effect on revenues to the Judicial Branch. However, enactment of the bill could result in the collection of docket fees in those cases filed under the provisions of the bill, which would be deposited in the State General Fund. Any fiscal effect associated with HB 2288 is not reflected in *The FY 2026 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam C. Proffitt", followed by a stylized flourish.

Adam C. Proffitt
Director of the Budget

cc: Trisha Morrow, Judiciary
Matt Bingesser, Office of the Attorney General