

SESSION OF 2020

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 358**

As Recommended by Senate Committee on  
Judiciary

**Brief\***

SB 358 would amend statutory provisions related to ignition interlock devices to transfer certain responsibilities regarding the devices from the Secretary of Revenue (Secretary), Department of Revenue (Department), or Division of Vehicles (Division) to the Highway Patrol or the Superintendent of the Highway Patrol (Superintendent).

Such responsibilities would include:

- Use of moneys from the DUI-IID Designation Fund for funding the administration and oversight of state certified ignition interlock manufacturers and their service providers;
- Approval of ignition interlock devices; and
- Adoption of rules and regulations regarding approval, calibration, maintenance, and service of ignition interlock devices, and notices related to such rules and regulations.

The bill would provide that all rules and regulations of either the Secretary or the Division adopted pursuant to current law regarding regulation of ignition interlock devices that are in effect on June 30, 2020, would be deemed to be the rules and regulations of the Superintendent and would continue to be effective until amended, revoked, or nullified pursuant to law.

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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>

## **Background**

The bill was introduced by the Senate Committee on Transportation at the request of the Department.

In the Senate Committee on Judiciary hearing, a representative of the Department provided proponent testimony, stating the transfer of authority would fit with current Highway Patrol responsibilities regarding interlock devices. The Superintendent submitted written-only proponent testimony.

No neutral or opponent testimony was provided.

According to the fiscal note prepared by the Division of the Budget on the bill, the Highway Patrol indicates enactment of the bill would have a negligible fiscal effect on the agency. The Highway Patrol currently administers the interlock ignition program, incurs expenses, and seeks reimbursement from the Department. Enactment of the bill would make reimbursement no longer necessary. The Department indicates enactment of the bill would have no fiscal effect.