

January 31, 2023

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 2146 by House Committee on Transportation

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2146 is respectfully submitted to your committee.

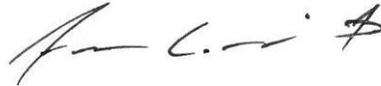
HB 2146 would amend current law regarding exceeding the maximum speed limit when the infraction is 31 miles per hour or more over the posted speed limit. The bill would increase the minimum fine for the infraction from \$195 to \$500 and would increase the dollar amount assigned to speeding in excess of 30 miles per hour from \$15 to \$20. HB 2146 would also add a provision that for a second violation of operating a vehicle in excess of 30 miles per hour within five years after a prior conviction, that upon conviction the fine would be \$750, plus \$25 for each mile per hour over 30 miles per hour. For a third and each subsequent conviction for operating a vehicle at a speed in excess of 30 miles per hour within five years of two or more prior convictions, that upon conviction the fine would be \$1,000, plus \$30 for each mile hour per hour over 30 miles per hour.

The Office of Judicial Administration states enactment of HB 2146 would not have a fiscal effect on the operations of the Judicial Branch. The Office indicates the bill's enactment could result in the collection of docket fees and fines in those cases filed under the bill's provisions, which would be credited to the State General Fund and other state funds.

The Kansas Department of Transportation (KDOT) indicates the agency's Traffic Records Enhancement Fund currently receives 2.23 percent of all district court fines, penalties, and forfeitures, while the agency's Seat Belt Safety Fund receives 2.2 percent. KDOT estimates enactment of the bill could increase the number of fines collected by amending a traffic infraction, which would increase revenues to both funds; however, KDOT is unable to estimate a fiscal effect

because the it is unknown how many citations would be issued. KDOT estimates that any increase in revenue to both funds would be negligible. Any fiscal effect associated with HB 2146 is not reflected in *The FY 2024 Governor's Budget Report*.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Proffitt". The signature is fluid and cursive, with a distinct flourish at the end.

Adam Proffitt  
Director of the Budget

cc: Vicki Jacobsen, Judiciary  
Lynn Robinson, Department of Revenue  
Brendan Yorkey, Department of Transportation