

February 11, 2011

The Honorable Gary Hayzlett, Chairperson  
House Committee on Transportation  
Statehouse, Room 274-W  
Topeka, Kansas 66612

Dear Representative Hayzlett:

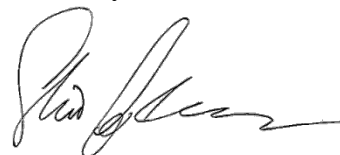
**SUBJECT:** Fiscal Note for HB 2171 by House Committee on Transportation

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2171 is respectfully submitted to your committee.

HB 2171 would require drivers to yield the right-of-way to any United States postal service vehicle that is engaged in the delivery or collection of mail upon a highway. When approaching a stationary United States postal service vehicle, the bill would require drivers to switch to a non-adjacent lane if possible. If it is not possible to switch to an adjacent lane, the bill would require drivers to proceed with caution and reduce and maintain a safe speed for the prevalent road, weather, and traffic conditions. The bill would institute a \$50 fine for failing to yield to a United States postal service vehicle effective July 1, 2012. Prior to July 1, 2012, a law enforcement officer could issue only a warning citation for violating the provisions in HB 2171. The bill would also remove the \$75 fine for unlawful riding on a vehicle and it would institute a fine of \$30 for unlawful display of a license plate and a \$60 fine for unlawful text messaging. HB 2171 would also make a technical change and allow a person charged with a traffic infraction to pay the fine "in any manner accepted by the court." Current law specified payment could be made by personal check.

The Kansas Department of Transportation indicates passage of HB 2171 could see an increase in revenue to the agency's Traffic Records Enhancement Fund for the failure to yield to a United States postal service vehicle fine; however, any increase is believed to be negligible. Any fiscal effect resulting from the passage of HB 2171 has not been included in *The FY 2012 Governor's Budget Report*.

Sincerely,



Steven J. Anderson, CPA, MBA  
Director of the Budget

cc: Ben Cleeves, KDOT  
Steve Neske, Revenue