

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 575** HLS 23RS 804

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 29, 2023	7:07 AM	Author: ADAMS
Dept./Agy.: Public Safety, Office of Motor Vehicles		Analyst: Patrice Thomas
Subject: Suspension of Driver's License of Driving While Intoxicated		

MOTOR VEHICLES OR SEE FISC NOTE SG RV Page 1 of 1
Provides relative to offense penalties for driving a vehicle while intoxicated

Proposed law changes the blood alcohol concentration (BAC) level from 0.20% to 0.15% for suspension time of criminal and judicial offenses of operating a vehicle while intoxicated and changes the time the offender is required to have an ignition interlock device for a restricted driver's license. Proposed law suspends an offender operating a vehicle while intoxicated with a blood alcohol concentration (BAC) level of 0.15% or more as follows: (1) 1st offense - driver's license suspended for two years; and (2) 2nd offense - driver's license suspended for four years. Proposed law requires an offender operating a vehicle while intoxicated with a blood alcohol concentration (BAC) level of 0.15% or more to be granted a restricted driver's license as follows: (1) 1st offense - ignition interlock device for the first 12 months of the two years of suspension; and (2) 2nd offense - ignition interlock device for the first three years of the four years suspension.

EXPENDITURES	2023-24	2024-25	2025-26	2026-27	2027-28	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total		\$0	\$0	\$0	\$0	\$0

REVENUES	2023-24	2024-25	2025-26	2026-27	2027-28	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total						

EXPENDITURE EXPLANATION

Proposed law will result in a one-time IT programming expenditure of \$17,247 (assumed to be SGF) in the Department of Public Safety (DPS), Office of Motor Vehicles (OMV) for programming and coding changes to the OMV computer system. The proposed law lowers the blood alcohol concentration (BAC) level from 0.20% to 0.15% on operating a vehicle while intoxicated penalty requiring driver's license suspension. Also, the proposed law requires an offender driver's license be suspended for two years on 1st time offense and four years on a 2nd offense.

DPS reports the Office of Technology Services (OTS) would perform the programming and coding changes at an estimated 200 hours of overtime by an IT Management Consultant 1 Senior Developer (200 hours x \$85 per hour = \$17,000 x 1.45% Medicare tax = \$247; Total of \$17,247). The Legislative Fiscal Office believes that the department can potentially accomplish these tasks utilizing existing resources and budget authority as similar changes are enacted annually by legislative instruments and paid from base funding. To the extent that numerous pieces of legislation are enacted that require additional programming efforts, DPS may require additional resources.

REVENUE EXPLANATION

Proposed law will increase self-generated revenues in the Office of Motor Vehicles (OMV) as a result of increased restricted driver's licenses issued to drivers convicted of operating a vehicle while intoxicated with a BAC level of 0.15% or more; thereby increasing the number of drivers that will be issued a restricted driver's license, which cost an additional \$50. Because the number of drivers who may be issued a restricted driver's license under the proposed law is unknown, revenue derived from this source is indeterminable.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux
Evan Brasseaux
Interim Deputy Fiscal Officer