



**LEGISLATIVE FISCAL OFFICE
Fiscal Note**

Fiscal Note On: **SB 82** SLS 23RS 241
 Bill Text Version: **ENGROSSED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: May 3, 2023	11:24 AM	Author: FESI
Dept./Agy.: Public Safety, State Police		
Subject: Bowling, Coss, and Dufrene Drunk Driving Prevention Act		Analyst: Patrice Thomas

MOTOR VEHICLES EG INCREASE SG RV See Note Page 1 of 1
 Provides relative to ignition interlock devices. (8/1/23)

For operating a vehicle while intoxicated, proposed law changes the time a driver is required to have an ignition interlock device as follows: (1) 1st offense - from the first 12 months to the entire 2 year suspension period; and (2) 2nd offense - from the first 3 years to the entire 4 year suspension period. Proposed law provides that the Office of State Police, Applied Technology Unit shall establish and monitor compliance with an ignition interlock affordability plan for individuals that demonstrate economic hardship (i.e. recipients of SNAP, Medicaid, SSDI/SSI, or an indigent public defender when the defendant is below 125% FPL). Proposed law changes requirements for credit toward suspension from a combination or repeat of 2 of 8 listed violations to only 1 of the listed violations. Proposed law provides that upon notification of a violation, the period that an ignition interlock device is required and restricted driver's license shall be extended by 6 months. Proposed law changes the period of eligibility for a restricted driver's license to immediately upon being equipped with an ignition interlock device for the entire suspension period. Proposed law effective 8/01/2023.

EXPENDITURES	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>2027-28</u>	<u>5 -YEAR TOTAL</u>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	SEE BELOW	\$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	<u>2023-24</u>	<u>2024-25</u>	<u>2025-26</u>	<u>2026-27</u>	<u>2027-28</u>	<u>5 -YEAR TOTAL</u>
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 minimal one-time expenditure increase in the Department of Public Safety & Corrections, Public Safety Services (DPS), Office of State Police, Applied Technology Unit. Based on information from the Office of Technology Services (OTS), DPS estimates one-time costs to include 20 work hours at a total cost of \$1,725 (20 hours x \$85 per hour x 1.45% Medicare) by an IT Management Consultant 1 Developer to make the necessary changes to the Office of Motor Vehicle legacy system. The Legislative Fiscal Office (LFO) believes that the department can potentially accomplish this task 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.

Also, the proposed law requires State Police, Applied Technology Unit to establish and monitor compliance with an ignition interlock affordability plan including developing forms regarding eligibility attestation and complaints, and investigate refusal of service complaints within 30 days. After any investigations, State Police may issue a warning, suspension, or revocation of certification to any ignition interlock manufacturer or service center. The department has reported that monitoring compliance and investigating complaints can be accomplished without any additional staff or resources.

The proposed law allows a manufacturer or service center to appeal any decision by State Police. This fiscal note presumes the appeal process will be handled by the Division of Administrative Law (DAL). The DAL does not anticipate this proposed law to impact the number or scope of administrative hearings it conducts.

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; 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.

<u>Senate</u>	<u>Dual Referral Rules</u>	<u>House</u>
<input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}	<input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}	
<input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}	<input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}	

Evan Brasseaux

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 Interim Deputy Fiscal Officer