

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 82** SLS 23RS 241

Bill Text Version: **ENROLLED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: June 12, 2023 6:46 AM	Author: FESI
Dept./Agy.: Public Safety, State Police	Analyst: Patrice Thomas
Subject: Bowling, Coss, and Dufrene Drunk Driving Prevention Act	

MOTOR VEHICLES EN NO IMPACT See Note
Provides relative to ignition interlock devices. (8/1/23)

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Proposed law provides that the Office of State Police, Applied Technology Unit shall establish and monitor compliance with an ignition interlock affordability plan with no fees for individuals that demonstrate economic hardship (i.e. recipients of SNAP, Medicaid, Social Security, SSDI, and an indigent public defender when the defendant is below 125% FPL). Effective 8/01/2024, proposed law provides that State Police must investigate all complaints regarding an ignition interlock manufacturer or service center within 30 days. If a complaint is substantiated, proposed law authorizes State Police to issue warnings, suspension, or revocation of certification and allows appeals by the manufacturer or service center. 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 1 month (1st offense) or 6 months (2nd or subsequent offense). Proposed law effective 8/01/2023.

EXPENDITURES	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.	\$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	\$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.	\$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	\$0

EXPENDITURE EXPLANATION

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 beginning August 1, 2024. 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

There is no anticipated direct material effect on governmental revenues as a result of this measure.

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
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Interim Deputy Fiscal Officer