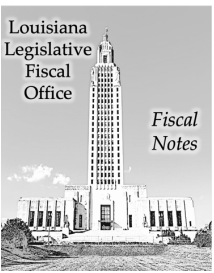


LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **SB 236** SLS 24RS 538
 Bill Text Version: **ENGROSSED**
 Opp. Chamb. Action:
 Proposed Amd.:
 Sub. Bill For.:

Date: April 3, 2024 1:32 PM **Author:** FOIL
Dept./Agy.: Department of Public Safety, Office of Motor Vehicles
Subject: Seizure Disorder Designation on Driver's Licenses. **Analyst:** John McKay

MOTOR VEHICLES EG +\$45,000 GF EX See Note Page 1 of 1

Establishes a driver's license designation and a special identification designation for a person with a seizure disorder. (8/1/24)

Present law provides for the issuance of a driver's license and special designation on a driver's license and special identification card. Present law authorizes an applicant for a driver's license or special identification card to request a designation. Present law requires the applicant for a driver's license or renewal of a driver's license to provide a sworn statement from a qualified licensed medical professional verifying the medical condition and prohibits any additional fee for the designation. Proposed law adds "seizure disorder" to the list of designations that may be requested on driver's license or special identification card. Proposed law adds a special designation of "seizure disorder" to driver's licenses and special identification cards.

EXPENDITURES	2024-25	2025-26	2026-27	2027-28	2028-29	5 -YEAR TOTAL
State Gen. Fd.	\$45,000	\$0	\$0	\$0	\$0	\$45,000
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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						
REVENUES	2024-25	2025-26	2026-27	2027-28	2028-29	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	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total						

EXPENDITURE EXPLANATION

Proposed legislation will create a one-time expenditure impact of \$45,000 (assumed in this fiscal note to be SGF) for the Department of Public Safety (DPS), Office of Motor Vehicles (OMV) for a professional services contract with the driver's license vendor to make changes to the driver's license format in order to incorporate the new seizure disorder designation.

Proposed legislation may increase expenditures to OMV associated with coding changes to the Legacy Driver's License and Driver Management systems to establish the seizure disorder designation; a nominal workload increase in the Office of State Police related to developing a training course; and an increase in Local Funds expenditures if a person is convicted of willfully and falsely obtaining a seizure disorder designation possibly resulting in imprisonment up to 30 days for the first offense and 90 days for subsequent offenses.

DPS estimates a one-time cost of \$23,131 to make coding changes. The Office of Technology Services (OTS) would perform this work at an estimated 240 hours of overtime by an IT Management Consultant Developer (240 hours x \$95 per hour = \$22,800 x 1.45% Medicare tax = \$331; Total of \$23,131). The LFO believes that any additional IT work associated with this legislation will be incremental in nature and the department can potentially accomplish these tasks utilizing existing resources and budget authority. To the extent that numerous pieces of legislation are enacted that require additional programming efforts, the department may require additional resources.

Proposed legislation requires DPS to establish and implement a training course with certain criteria relative to the interaction between law enforcement officers and people with a seizure disorder. DPS reports that State Police will incorporate training under this measure into regular in-service training held for State Troopers utilizing existing personnel and budgetary resources.

Under proposed law, if a person willfully and falsely presents qualifications to obtain a seizure disorder designation, that person may be imprisoned for up to 30 days for the first offense and 90 days for subsequent offenses. The exact fiscal impact of the passage of this legislation is indeterminable since it is not known how many people will be convicted of this crime. An offender sentenced to imprisonment will result in an indeterminable increase in Local Funds expenditures for costs associated with local incarceration.

REVENUE EXPLANATION

Proposed legislation may result in an increase in Local Funds revenue as a result of civil fines. Proposed legislation provides that any person who willfully and falsely obtains the seizure disorder designation shall be fined between \$100-\$250, imprisoned for up to 30 days, or both. Subsequent offenses shall impose a fine between \$250-\$500, imprisonment for up to 90 days, or both. Because the number of persons who may be fined for willfully and falsely obtaining a seizure disorder designation is unknown, the revenue derived from this source is indeterminable. However, in the event fines are levied, they would accrue to local governing authorities.

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}

Patrice Thomas
Deputy Fiscal Officer