

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 872** HLS 14RS 634

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 28, 2014	3:51 PM	Author: IVEY
Dept./Agy.: Public Safety		Analyst: Matthew LaBruyere
Subject: Motor Vehicle Liability Insurance		

MTR VEHICLE/COMPULS INS EG INCREASE SG RV See Note
Provides relative to motor vehicle liability security

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Present law requires a fine not to exceed \$1,000 for violation of the Motor Vehicle Safety Responsibility law. Proposed law retains present law and requires a minimum fine of \$75. Proposed law requires that DPS&C revoke the registration, impound the vehicle and cancel the vehicle license plate of a vehicle not covered by security as required by the Motor Vehicle Safety Responsibility law, and increases the minimum suspension to 12 months when the owner submits false information that the vehicle was covered by the required security. Proposed law increases the reinstatement fee if a vehicle was not covered by the required security. Proposed law increases the reinstatement fee when the registration has been revoked because the owner submitted false information that the vehicle was covered by the required security in his application for registration or in his application for inspection. Proposed law imposes a minimum fine of \$500 and a maximum fine of \$1,000. Proposed law provides that all monies collected pursuant to R.S. 22:863.2(E) and one-half of the monies collected pursuant to the other provisions of present law shall be used only to fund the creation and maintenance of a real-time system.

EXPENDITURES	2014-15	2015-16	2016-17	2017-18	2018-19	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						

REVENUES	2014-15	2015-16	2016-17	2017-18	2018-19	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	INCREASE	INCREASE	INCREASE	INCREASE	INCREASE	
Annual Total						

EXPENDITURE EXPLANATION

The proposed legislation will result in an increase in self-generated expenditures as a result of providing real-time automotive liability insurance information. The Department of Public Safety (DPS) anticipates the following modifications: real-time transactions and nightly batch programs for the Driver's Reinstatement & Suspension System, Financial and Revenue Classification system, and Official Notice of Violation of Mandatory Liability insurance generation program. In addition, a real-time insurance information database and interface must be created. DPS estimates these changes will require 1,200 hours of overtime for an IT Programmer Analyst III, 460 hours for IT Programmer Analyst II, 240 hours for an IT Management Consultant, 100 hours for an IT Programmer Manager II, and 200 hours for an IT Support Specialist III. At \$32 per hour, the overtime expense is estimated at \$71,421 (2,200 hours x \$32 = \$70,400 for salaries; \$70,400 X 1.45% = \$1,021 for Medicare costs).

In addition, DPS also anticipates entering into a professional services contract at a projected amount of \$1,000,000 for the real-time insurance database for automotive liability insurance, and \$110,500 for new IT equipment as a result of operating the database. The proposed legislation indicates monies generated from the increased penalties will fund the creation and maintenance of the real-time insurance database.

REVENUE EXPLANATION

The proposed legislation will result in an increase in self-generated revenue as a result of increasing the penalties for operating a vehicle without liability insurance. To the extent the violations issued remain constant, revenues may increase by approximately \$53.0 M. The penalties for operating and providing false liability insurance information are detailed below:

<u>Violation</u>	<u>Current fee</u>	<u>Proposed fee</u>	<u>Current collections</u>	<u>Proposed collections</u>
Insurance cancellation less than 30 days:	\$25	\$100	\$3,750,000	\$15,000,000
Insurance cancellation 31-90 days:	\$100	\$250	\$7,500,000	\$15,000,000
Insurance cancellation 91+ days:	\$200	\$500	\$19,000,000	\$47,500,000
Notice of violation admin fee:	\$10	\$50	\$205,480	\$1,027,400
Notice of violation 1st offense:	\$50	\$100	\$1,000,000	\$2,000,000
Notice of violation 2nd offense:	\$150	\$250	\$82,200	\$137,000
Total:			\$31,537,680	\$84,414,400

Local funds will increase as a result of misdemeanor fines increasing. Fines collected accrue to the local level.

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| <u>Senate</u> | <u>Dual Referral Rules</u> | <u>House</u> | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input checked="" type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | | <input type="checkbox"/> 6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & S} |
| <input checked="" 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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Staff Director