

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 580** HLS 19RS 905

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 5, 2019 7:11 AM	Author: DUPLESSIS
Dept./Agy.: Public Safety/Motor Vehicles	Analyst: Willis Brewer
Subject: Ignition interlock devices for DWI offenders	

MOTOR VEHICLES EG +\$459,189 SD EX See Note
Provides relative to ignition interlock devices for DWI offenders

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Proposed law modifies **present law** by having an ignition interlock device prevent a motor vehicle from operating and requiring it be equipped with a camera capable of recording a digital image of the person using the device; requires a camera be installed on any new ignition interlock device beginning Jan. 1, 2020, and all existing devices by March 31, 2020; authorizes the deputy secretary to set and collect nonrefundable fees applicable to the certification, renewal or re-certification of ignition interlock devices, service centers, and technicians; requires the treasurer to create a special fund in the state treasury designated as the Public Safety Ignition Interlock Regulation Fund, and to credit an amount equal to the total amount of costs received; requires the Dept. of Public Safety and Corrections, Office of State Police to provide standards for the certification, installation, repair, maintenance, monitoring, inspection, and removal of ignition interlock devices; and modifies **present law** by lowering the blood alcohol concentration threshold to 0.15 percent or more by body weight and requiring the ignition interlock device be installed.

EXPENDITURES	2019-20	2020-21	2021-22	2022-23	2023-24	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$459,189	\$318,215	\$318,215	\$398,215	\$318,215	\$1,812,049
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	2019-20	2020-21	2021-22	2022-23	2023-24	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$750,000	\$750,000	\$750,000	\$750,000	\$750,000	\$3,750,000
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	\$750,000	\$750,000	\$750,000	\$750,000	\$750,000	\$3,750,000

EXPENDITURE EXPLANATION

Proposed law will significantly increase one-time expenditures (\$140,974) and recurring expenditures (up to \$318,216) from statutory dedications out of the newly created Public Safety Ignition Interlock Regulation Fund in the Department of Public Safety (DPS), Office of Motor Vehicles (OMV). DPS anticipates that the fees generated from proposed law will be sufficient to cover these expenditures. To the extent these revenues are not sufficient, DPS will either require SGF or an alternate means of finance appropriation, or will have to use existing resources and staff to cover these additional responsibilities.

One-time Expenditures - The Office of Technology Services (OTS) estimates it will require 160 work hours at a total cost of \$12,174 (160 work hours x \$75 per hour x 1.45% Medicare) by an IT Programmer Analyst III to make the necessary Motor Vehicle system changes. DPS reports that other one-time costs include supplies for two additional OSP staff (see below) including desks, chairs, computers, and printers (\$13,800), automobiles (\$80,000) in FY 20 and recurring in FY 23, and training at the Borkenstein Alcohol Course and Association of Ignition Interlock Program Administrators (AIIPA) Training Institute (\$35,000).

SEE EXPENDITURE EXPLANATION CONTINUED ON PAGE TWO

REVENUE EXPLANATION

Proposed law will significantly increase statutorily dedicated revenues to be deposited into the newly created Public Safety Ignition Interlock Regulation Fund from fees related to the certification, renewal or re-certification of ignition interlock devices, service centers, and technicians. The fees include \$1,000 for device certification, \$500 for annual device recertification, \$125 to \$250 for initial service center certification, \$75 for the annual renewal of the service center certification, \$50 for the initial Ignition Technician Certification, \$25 for the annual renewal of the Ignition Technician Certification, \$25 for the initial Calibration Technician Certification, \$10 for the annual renewal of the Calibration Technician Certification, \$10 per installation verification form, and \$5 per 30-day calibration. Based on the current seven manufacturers, 111 service centers, and approximately 10,000 annual installations, DPS estimates the **proposed law** will generate approximately \$750,000 in annual revenues to cover projected expenditures ranging from \$318,215 to \$459,189 in the five year window of this fiscal note.

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}

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Staff Director

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CONTINUED EXPLANATION from page one:

EXPENDITURE EXPLANATION CONTINUED FROM PAGE ONE

Recurring Expenditures - DPS estimates it will require four part-time, when actually employed (WAE) positions at a cost of \$258,016. The staffing estimate includes \$58,777 (salaries and benefits) for one Ignition Interlock Compliance Inspector Statewide Coordinator, \$156,179 (salaries and benefits) for three Regional Ignition Interlock Compliance Inspectors, and \$43,060 for overtime for these positions. Other recurring costs are estimated at \$60,200 and include travel (\$5,000), printing (\$10,000), miscellaneous (\$6,000), maintenance (\$5,000), dues and subscriptions (\$1,000), office supplies (\$6,000), automotive maintenance (\$24,000), uniforms (\$2,000), and telephones (\$1,200).

Creating a new statutory dedication (Public Safety Ignition Interlock Regulation Fund) within the state treasury will result in a marginal additional workload for the Treasury, which can generally be absorbed with existing resources. However, to the extent other legislative instruments create new statutory dedications, there may be material additional costs associated with the aggregate effort to administer these funds. The Treasury performs fund accounting, financial reporting, banking and custodial functions for 399 special funds. When unable to absorb additional workload with existing resources, the treasury anticipates a personal services expenditure increase of approximately \$71,000 for 1 T.O. position plus approximately \$2,500 for a one-time purchase of office equipment. These expenditures are assumed to be SGF.

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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}

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