

Fiscal Estimate - 2017 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 17-1999/1	Introduction Number SB-074	
Description court orders regarding the installation of an ignition interlock device and providing a criminal penalty		
Fiscal Effect		
State:		
<input type="checkbox"/> No State Fiscal Effect <input type="checkbox"/> Indeterminate <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Increase Existing Revenues <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Decrease Existing Revenues <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs		
Local:		
<input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs 3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory		
5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts		
Fund Sources Affected Affected Ch. 20 Appropriations		
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input checked="" type="checkbox"/> SEG <input type="checkbox"/> SEGS 20.395(5)(cq)		
Agency/Prepared By DOT/ Robert Combs (608) 266-1449	Authorized Signature Jennifer Peters (608) 267-6979	Date 2/13/2017

Fiscal Estimate Narratives

DOT 2/13/2017

LRB Number	17-1999/1	Introduction Number	SB-074	Estimate Type	Original
Description court orders regarding the installation of an ignition interlock device and providing a criminal penalty					

Assumptions Used in Arriving at Fiscal Estimate

Currently when a court orders an ignition interlock device restriction, that restriction is applied upon issuance of the violator's driver license for a minimum of 1 year. Courts currently have the option to immediately order IID installations on the vehicles belonging to the violator, but not on that individual's driver license. If a driver has been revoked due to OWI, has not reinstated his or her driver's license, has a pending IID restriction waiting for that reinstatement, and is caught driving, he or she would be convicted of operating after revocation. However, the driver would not be convicted of violating the IID restriction on their license.

This bill would require the IID restriction ordered by the court to begin on the date of the order, rather than upon license issuance. The requirement that the restriction last no less than one year after issuance of the license is left in place, resulting in potentially longer IID restriction durations.

Currently a violator who removes, disconnects, tampers with or otherwise circumvents the operation of an IID can have his or her IID restriction extended by 6 months for each violation.

This bill allows a judge to specify a deadline for the installation of an IID in the violator's vehicle. Additionally, this bill adds "fails to install by deadline" to the existing list of justifications for 6 month extensions.

DMV uses automated driver license systems to process court orders, to relay information to law enforcement, and to aid its customers online with status checks and application processes. All of these services would need to be updated to allow for this new restriction.

If there is a violation of a court ordered deadline for IID installation, the department assumes that there would be another ticket written by law enforcement, per request from the court who issued the deadline, to carry a 6 month extension of the IID restriction through the DMV licensing system. The court chooses these deadlines, so it is assumed that the deadlines would not conflict with sentencing, suspensions, revocations, or other factors that would make it impossible for the individual to comply with the order.

Changes to existing department IT systems would be needed to meet the requirements of this bill. The cost of these changes would be approximately \$155,740.

Long-Range Fiscal Implications

None.

Fiscal Estimate Worksheet - 2017 Session

Detailed Estimate of Annual Fiscal Effect

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Description court orders regarding the installation of an ignition interlock device and providing a criminal penalty	
I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect): Changes to existing IT systems would be needed to meet the requirements of this bill. The cost of these changes would be approximately \$155,740.	
II. Annualized Costs:	Annualized Fiscal Impact on funds from:
	Increased Costs Decreased Costs
A. State Costs by Category	
State Operations - Salaries and Fringes	\$ \$0
(FTE Position Changes)	(-0.0 FTE)
State Operations - Other Costs	0
Local Assistance	0
Aids to Individuals or Organizations	0
TOTAL State Costs by Category	\$ \$0
B. State Costs by Source of Funds	
GPR	0
FED	0
PRO/PRS	0
SEG/SEG-S	0
III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)	
	Increased Rev Decreased Rev
GPR Taxes	\$ \$0
GPR Earned	0
FED	0
PRO/PRS	0
SEG/SEG-S	0
TOTAL State Revenues	\$ \$0
NET ANNUALIZED FISCAL IMPACT	
	<u>State</u> <u>Local</u>
NET CHANGE IN COSTS	\$0 \$
NET CHANGE IN REVENUE	\$0 \$
Agency/Prepared By	Authorized Signature
DOT/ Robert Combs (608) 266-1449	Jennifer Peters (608) 267-6979
	Date
	2/13/2017