

Fiscal Estimate - 2019 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 19-0238/1	Introduction Number SB-331
Description intoxicated operation of all-terrain vehicles, utility terrain vehicles, off-highway motorcycles, snowmobiles, and motorboats and providing a penalty	
Fiscal Effect	
State: <input type="checkbox"/> No State Fiscal Effect <input checked="" type="checkbox"/> Indeterminate <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations </div> <div style="width: 30%;"> <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues </div> <div style="width: 30%;"> <input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs </div> </div>	
Local: <input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> 1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> <div style="width: 30%;"> 3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> <div style="width: 30%;"> 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 </div> </div>	
Fund Sources Affected Affected Ch. 20 Appropriations <input type="checkbox"/> GPR <input checked="" type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input checked="" type="checkbox"/> SEG <input type="checkbox"/> SEGS	
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Date 8/21/2019	

Fiscal Estimate Narratives

DNR 8/21/2019

LRB Number	19-0238/1	Introduction Number	SB-331	Estimate Type	Original
Description intoxicated operation of all-terrain vehicles, utility terrain vehicles, off-highway motorcycles, snowmobiles, and motorboats and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

The bill makes several changes to laws related to operating while under the influence ("OWI") for motor vehicles as well as all-terrain and utility-terrain vehicles, off-highway motorcycles, snowmobiles, and motorboats ("off-highway vehicles").

Fiscal Effect

A. Costs

1. The Department would incur indeterminate, one-time costs to update forms, databases, pamphlets, publications, and websites, as well as to provide updated training to DNR law enforcement personnel and local government-staffed off-highway vehicle patrols.
2. The bill proposes to increase the net consequences for individuals convicted of OWI offenses, most notably the potential suspension/revocation of driver's license privileges. Therefore, given that the consequences to defendants are higher under the bill than under current law, defendants may utilize additional legal processes, including jury trials, and legal motions in defending prosecution. These additional legal processes would likely require an increased, but indeterminate, amount of staff hours to manage prosecution and court process, hearings/trials, testify, etc.

B. Revenue

An indeterminate amount of revenue will be generated as a result of the fines associated with the proposed "operating after revocation" offense. Since this is a new offense, the Department cannot provide an estimate as to the number of potential offenders, although the population eligible to commit this offense would include all individuals with recent off-highway vehicle OWI convictions, as well as individuals subject to DOT license suspension/revocation arising from motor vehicle OWI convictions.

Long-Range Fiscal Implications