

Fiscal Estimate Narratives

DOT 1/27/2011

LRB Number	11-0340/1	Introduction Number	AB-0080	Estimate Type	Original
Description Operating a motor vehicle without a valid driver's license or after suspension or revocation of an operating privilege and providing penalties					

Assumptions Used in Arriving at Fiscal Estimate

BILL SUMMARY

This proposal aims to achieve two changes to state law which affect the Division of Motor Vehicles:

- Restructuring the penalties for operating while suspended or revoked or without a license
- Makes changes to penalties for railroad crossing convictions

ASSUMPTIONS

This proposal restructures existing penalty enhancers for OAR/OWS/OWL and OWD that apply only to incidents where great bodily harm or death occur, and the individual knowingly operated without a valid license. The proposal does not give DOT authority to take revocation or suspension action if the court fails to do so.

Penalties for violations of s. 346.44 [failure to stop for or driving through a railroad crossing] and s. 346.62 (2m) [reckless driving on or across a railroad crossing] are changed in this proposal. Current law allows a court to revoke for 6 months on a first offense, and requires a court to revoke on a second offense within a five-year period. This proposal changes the withdrawal from revocation to suspension.

CONCLUSIONS

This provision may result in an increase in the number of individual's revoked. Generally speaking an increase in the number of revocations would result in an increase in revenue due to collection of additional reinstatement fees. However, in this case the individuals impacted would already be under license withdrawal and be subject to a reinstatement fee, therefore revenue is not impacted. A increase in the number of revocations processed will result in additional labor costs, however it is expected the increase will be small.

The fiscal impact for this bill is indeterminate. It is difficult to determine the increase in labor costs as it is unknown how many "qualifying" convictions will occur and how many courts will order revocations on these types of convictions.

Long-Range Fiscal Implications

See above.

Fiscal Estimate Worksheet - 2011 Session

Detailed Estimate of Annual Fiscal Effect

Original
 Updated
 Corrected
 Supplemental

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Description Operating a motor vehicle without a valid driver's license or after suspension or revocation of an operating privilege and providing penalties			
I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):			
II. Annualized Costs:		Annualized Fiscal Impact on funds from:	
		Increased Costs	Decreased Costs
A. State Costs by Category			
State Operations - Salaries and Fringes	\$		\$
(FTE Position Changes)			
State Operations - Other Costs			
Local Assistance			
Aids to Individuals or Organizations			
TOTAL State Costs by Category	\$		\$
B. State Costs by Source of Funds			
GPR			
FED			
PRO/PRS			
SEG/SEG-S			
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	\$		\$
GPR Earned			
FED			
PRO/PRS			
SEG/SEG-S			
TOTAL State Revenues	\$		\$
NET ANNUALIZED FISCAL IMPACT			
	<u>State</u>		<u>Local</u>
NET CHANGE IN COSTS	\$Indeterminate		\$
NET CHANGE IN REVENUE	\$Indeterminate		\$
Agency/Prepared By			
DOT/ Richard Kleist (608) 266-1449		Authorized Signature	
		Marianne Haag (608) 267-6978	
			Date
			1/27/2011