

### Fiscal Estimate - 2023 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>23-2401/1</b>	<b>Introduction Number</b> <b>AB-0167</b>	
<b>Description</b> motor vehicle operators licenses restricting operators to the use of motor vehicles equipped with ignition interlock devices and providing a penalty		
<b>Fiscal Effect</b>  <b>State:</b> <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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Create New Appropriations <input type="checkbox"/> Decrease Costs		
<b>Local:</b> <input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate 1. <input type="checkbox"/> Increase Costs      3. <input type="checkbox"/> Increase Revenue <b>5. Types of Local Government Units Affected</b> <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities 2. <input type="checkbox"/> Decrease Costs      4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts		
<b>Fund Sources Affected</b> <b>Affected Ch. 20 Appropriations</b> <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)		
<b>Agency/Prepared By</b> DOT/ John Gilchrist (608) 266-7135	<b>Authorized Signature</b> Peyton David (608) 266-7737	<b>Date</b> 6/16/2023

## Fiscal Estimate Narratives

DOT 6/16/2023

LRB Number	23-2401/1	Introduction Number	AB-0167	Estimate Type	Original
<b>Description</b> motor vehicle operators licenses restricting operators to the use of motor vehicles equipped with ignition interlock devices and providing a penalty					

### Assumptions Used in Arriving at Fiscal Estimate

This bill's implementation will result in a first-year cost of approximately \$509,640. This includes \$87,285 in annual costs, with one-time costs of \$347,355 for IT implementation, and the one-time cost of \$75,000 to update the card face.

The annual costs are the result of additional work required because the Division of Motor Vehicles (DMV) currently takes no action on operating while intoxicated (OWI) cases without documentation being received from law enforcement agencies or the courts. The immediate availability of an ignition interlock restricted driver's license (IIRL) to an OWI offender requires that DMV be prepared to act on a violation prior to receipt of proof of the ticket or conviction from law enforcement or the courts. This will result in DMV manually creating a "dummy" conviction in the system as a place holder, issue the product, and then upon receiving the real conviction remove the "dummy" conviction and re-attach the IIRL to the true conviction. Total automation of this process is not possible.

The bill appears to violate the minimum penalties required by the federal repeat intoxicated driver laws at 23 USC 164 and 23 CFR 1275. If the federal government determines that the bill, if enacted, failed to impose the minimum penalties required by federal law, the federal government could transfer 2.5% of federal highway funds from construction programs to highway safety programs including alcohol-impaired driving countermeasures. The 2.5% transfer is estimated to total \$20,935,700 annually.

Without funding to support the IT costs in year one, implementation of this and other mandates may be delayed due to a lack of IT resources to implement systematic changes.

### Long-Range Fiscal Implications

This bill's implementation may result in a total increase of \$87,285 in annual costs.

If the federal government determines that the bill fails to impose the minimum penalties required by federal law, the federal government could transfer 2.5% of federal highway funds from construction programs to highway safety programs including alcohol-impaired driving countermeasures. The 2.5% transfer is estimated to total \$20,935,700 annually.

Increasing the cost of the occupational license and the new IIRL from \$40 to \$90 and if 22,000 of these licenses were issued, the bill could result in new revenue of \$1,100,000 going to the Transportation Fund.

## Fiscal Estimate Worksheet - 2023 Session

Detailed Estimate of Annual Fiscal Effect

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<b>Description</b> motor vehicle operators licenses restricting operators to the use of motor vehicles equipped with ignition interlock devices and providing a penalty		
<b>I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):</b>  The bill's one-time costs include \$347,355 for IT implementation and \$75,000 to update the card face.		
<b>II. Annualized Costs:</b>	<b>Annualized Fiscal Impact on funds from:</b>	
	Increased Costs      Decreased Costs	
<b>A. State Costs by Category</b>		
State Operations - Salaries and Fringes	\$87,285	\$
(FTE Position Changes)		
State Operations - Other Costs		
Local Assistance		
Aids to Individuals or Organizations		
<b>TOTAL State Costs by Category</b>	<b>\$87,285</b>	<b>\$</b>
<b>B. State Costs by Source of Funds</b>		
GPR		
FED		
PRO/PRS		
SEG/SEG-S	87,285	
<b>III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)</b>		
	Increased Rev	Decreased Rev
GPR Taxes	\$	\$
GPR Earned		
FED		
PRO/PRS		
SEG/SEG-S	1,100,000	
<b>TOTAL State Revenues</b>	<b>\$1,100,000</b>	<b>\$</b>
<b>NET ANNUALIZED FISCAL IMPACT</b>		
	<u>State</u>	<u>Local</u>
NET CHANGE IN COSTS	\$87,285	\$
NET CHANGE IN REVENUE	\$1,100,000	\$
<b>Agency/Prepared By</b>	<b>Authorized Signature</b>	<b>Date</b>
DOT/ John Gilchrist (608) 266-7135	Peyton David (608) 266-7737	6/16/2023