

Department of Planning and Budget 2004 Fiscal Impact Statement

1. Bill Number HB1143E

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Engrossed
Second House	<input checked="" type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron McDonnell

3. Committee Senate Finance

4. Title Multiple DUI offenders; Trauma Center Fund.

5. Summary/Purpose: The legislation proposes to amend and reenact §§ 18.2-271.1 and 46.2-411 of the Code of Virginia and to amend the Code of Virginia by adding a section numbered 18.2-270.01, which will establish in the state treasury a special non-reverting fund to be known as the Trauma Center Fund. The Fund shall consist of any moneys paid into it by those who commit a second or subsequent DUI offense and any moneys appropriated by the General Assembly. The Department of Criminal Justice Services is to award and administer grants from the Fund to appropriate trauma centers that routinely provide emergency medical care to victims of automobile accidents attributable to alcohol or drug use. The bill also requires that \$50 shall be transferred to the Commonwealth Neuro-trauma Initiative Trust Fund upon reinstatement of an operator's license instead of the current \$25 when such additional fee is required, based upon the underlying offense.

6. Fiscal Impact Estimates are: Preliminary. See item #8.

7. Budget amendment necessary: Yes. Item 390.

8. Fiscal implications: The fiscal implications of this legislation are uncertain. The bill establishes a new special nonreverting fund that is to be funded by persons convicted of a second or subsequent violation of DUI statutes. Anyone convicted shall be required to pay \$25 to the Trauma Center Fund. The Supreme Court advises that approximately 3900 people were convicted of a second or subsequent DUI violation, therefore the Trauma Center Fund could receive approximately \$97,500 per year.

The Department of Criminal Justice Services (DCJS) has been directed to administer the Fund by issuing grants to appropriate trauma centers to defray the cost of providing emergency medical care to victims of automobile accidents attributable to alcohol or drug use. In order to accomplish this requirement of the legislation, the department will require an additional full-time position and funds to support that position, estimated to be about \$82,885 the first year and \$71,105 each subsequent year.

In addition, the reinstatement fee for regaining a driver's license for persons convicted of these offenses was increased by \$25 (from \$25 to \$50) to increase the funding to the Commonwealth Neurotrauma Initiative Trust Fund by approximately \$97,500.

9. Specific agency or political subdivisions affected: Department of Criminal Justice Services, Department of Motor Vehicles, the courts and the Department of Rehabilitative Services.

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 02/25/04 / MEM

Document: G:\Fis\04\Dcjs\Hb1143e.Doc Michael McMahon

cc: Secretary of Public Safety
Secretary of Transportation
Secretary of Health and Human Resources