

Department of Planning and Budget 2010 Fiscal Impact Statement

1. Bill Number: HB144

House of Origin	<u> X </u>	Introduced	<u> </u>	Substitute	<u> </u>	Engrossed
Second House	<u> </u>	In Committee	<u> </u>	Substitute	<u> </u>	Enrolled

2. Patron: O'Bannon, J.

3. Committee: House Courts of Justice

4. Title: **DUI; Law Enforcement Officer May Inquire About Location of Last Drink**

5. Summary: Provides that any law-enforcement officer, in the course of questioning a person whom he suspects is guilty of driving while intoxicated, may ask the person to identify the physical location where he consumed his last alcoholic beverage, and if the person gives an answer, the officer shall record the information and provide it to the Department of Alcoholic Beverage Control (ABC).

6. Fiscal Impact Estimates: Preliminary (see Item 8)

7. Budget Amendment Necessary: No

8. Fiscal Implications: Currently, there is no mechanism in place for any law enforcement agency to transmit the data required by this legislation to the Virginia ABC. According to the Virginia State Police (VSP), if it is intended that this data be filled out on paper forms and then faxed or e-mailed to the ABC Board, this will place an administrative burden on law enforcement officers.

According to ABC, a system would have to be developed to capture the data from law enforcement personnel. System development would include gathering and documenting requirements, developing an interface with ABC's internal enforcement management systems as well as testing. The total estimated one-time cost for an IT consultant would be approximately \$20,000. In addition, criteria for reacting to reports from law enforcement agencies would need to be developed and operationalized with the expectation that ABC Special Agents would conduct for-cause inspections on consistently cited licensees, where practical. All other staffing costs are expected to be minor in nature.

9. Specific Agency or Political Subdivisions Affected: State Police, local law enforcement, ABC

10. Technical Amendment Necessary: No

11. Other Comments: None

Date: 2/2/2010

Document: G:\2010 FIS\HB144.Doc Reginald Thompson

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