

Department of Planning and Budget 2020 Fiscal Impact Statement

1. Bill Number: SB148

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron: Stuart

3. Committee: Senate Committee on the Judiciary

4. Title: Driving under the influence.

5. Summary: The proposed legislation provides that the provisions regarding driving or operating a motor vehicle, engine, or train while intoxicated and the provisions regarding operating a motor vehicle by a person under the age of 21 after illegally consuming alcohol shall not apply to any person driving or operating a motor vehicle on his own residential property or the curtilage thereof.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary (see Item 8 below).

8. Fiscal Implications: Currently it is a Class 1 misdemeanor for a person under the age of 21 to operate a motor vehicle after illegally consuming alcohol. Punishment includes forfeiture of driver's license for a period of one year, a mandatory minimum fine of \$500 or performance of mandatory of 50 hours of community service. The legislation provides that operating a motor vehicle by a person under the age of 21 after illegally consuming alcohol shall not apply to any person driving or operating a motor vehicle on his own residential property or the curtilage. While there may a reduction in the number of individuals sent to jail as a result of this legislation, that impact is indeterminate. All fines are deposited into the Literary Fund. Any impact to the Literary Fund cannot be determined at this time. The proposed legislation is not expected to have a fiscal impact on state public safety agencies.

9. Specific Agency or Political Subdivisions Affected: Courts, Commonwealth's Attorneys

10. Technical Amendment Necessary: No.

11. Other Comments: None.