

Department of Planning and Budget
2021 Special Session I Fiscal Impact Statement

1. Bill Number: SB1336 ER

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

2. Patron: Stuart

3. Committee: Passed both houses

4. Title: Restricted permits to operate a motor vehicle; ignition interlock

5. Summary: This bill provides that in any criminal case where a defendant's license to operate a motor vehicle, engine, or train is subject to revocation or suspension and the court orders a defendant convicted of a reckless driving offense, as a condition of probation or otherwise, to enter into and successfully complete an alcohol safety action program, the court may issue the defendant a restricted license to operate a motor vehicle where the only restriction is to prohibit the defendant from operating a motor vehicle that is not equipped with a functioning, certified ignition interlock system for a period of not less than six consecutive months without alcohol-related violations of the interlock requirements.

The alcohol safety action program must be certified as meeting minimum standards and criteria established by the Commission on the Virginia Alcohol Safety Action Program (VASAP).

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Final. See Item #8.

8. Fiscal Implications: Currently, only adult defendants whose first offense conviction resulted from a blood alcohol concentration of less than 0.15 are eligible. This bill would give the court, in its discretion and for good cause shown, the authority to issue the defendant convicted of a reckless driving offense a restricted license to operate a motor vehicle where the only restriction is to prohibit the defendant from operating a motor vehicle that is not equipped with a functioning, certified ignition interlock system for a period of not less than six consecutive months without alcohol-related violations of the interlock requirements.

The Department of Motor Vehicles enters license restrictions based upon information received from Virginia courts. Implementation of the bill will require system programming changes costing \$23,117. However, according to the DMV, the costs can be absorbed.

9. Specific Agency or Political Subdivisions Affected: Department of Motor Vehicles, Courts.

10. Technical Amendment Necessary: No.

11. Other Comments: None.