

## Department of Planning and Budget 2004 Fiscal Impact Statement

1. **Bill Number** HB1107

**House of Origin**    ☐ Introduced    ☐ Substitute    ☐ Engrossed

**Second House**    ☐ In Committee    ☐ Substitute    ☒ Enrolled

2. **Patron** Moran

3. **Committee** Passed Both Houses

4. **Title** Penalty for driving while intoxicated; subsequent offense.

5. **Summary/Purpose:** Imposes mandatory minimum 6-month sentence for a conviction of a third DUI offense within five years.

6. **Fiscal Impact Estimates are:** FINAL; See Item 8 below.

**6a. Expenditure Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2003-04	\$0		GF
2004-05	\$115,828		GF
2005-06	\$190,742		GF
2006-07	\$212,276		GF
2007-08	\$221,997		GF
2008-09	\$230,693		GF
2009-10	\$231,317		GF

7. **Budget amendment necessary:** Yes; Items 64 and 67.

8. **Fiscal implications:** The estimated costs identified in Item 6 above reflect the funding required to reimburse localities the \$8 per diem rate and to provide additional staffing. The additional staffing costs were estimated by assuming these inmates would be placed in jails already deemed overcrowded (holding inmates above the pre-determined operational capacity) and therefore eligible for additional jail deputies. If deemed overcrowded, jails are provided an additional jail deputy for every five inmates above their operational capacity. The amounts also rely upon the Criminal Sentencing Commission's estimate of the additional local-responsible beds (inmates) resulting from the proposal. Neither the House or Senate provided funding in their proposed budgets directly associated with this legislation.

9. **Specific agency or political subdivisions affected:** Compensation Board, local and regional jails.

10. **Technical amendment necessary:** No.

11. **Other comments:** None.

**Date:** 03/25/04 / jgc

**Document:** G:\2004 session\EFIS -- Bill Impact Statements\Posted\HB1107ER.DOC

cc: Secretary of Administration