

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**March 30, 2003**

**TO:** Honorable Joe Driver, Chair, House Committee on Law Enforcement

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HB2078** by Driver (Relating to court-ordered driving safety courses.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB2078, As Introduced: a negative impact of (\$408,180) through the biennium ending August 31, 2005.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

**General Revenue-Related Funds, Five-Year Impact:**

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2004	(\$275,657)
2005	(\$132,523)
2006	(\$132,523)
2007	(\$132,523)
2008	(\$132,523)

**All Funds, Five-Year Impact:**

Fiscal Year	Probable (Cost) from <i>GENERAL REVENUE FUND</i> 1	Change in Number of State Employees from FY 2003
2004	(\$275,657)	5.0
2005	(\$132,523)	5.0
2006	(\$132,523)	5.0
2007	(\$132,523)	5.0
2008	(\$132,523)	5.0

**Fiscal Analysis**

The bill would amend the Penal Code as it relates to court-ordered driving safety courses by requiring a person to complete a driver safety course for various moving violation offenses. It further requires the Department of Public Safety (DPS) to suspend the person's driver license for a period not to exceed 90 days if the person fails to submit evidence they completed the court-ordered driver safety course within the time required by the court.

**Methodology**

The Department of Public Safety reports there were 368,376 convictions for the type of offenses listed in the bill in FY 2002. In order to determine the potential number of license suspensions, the DPS Driver Improvement Bureau (DIB) compared the total number of zero tolerance convictions (23,101 for FY 2002), which require the completion of an alcohol awareness course, to the number of

suspensions ordered for not completing the alcohol awareness course (6,288 for FY 2002) and arrived at a 27% non-compliance rate. This percentage (27%) was applied to the 368,376 convictions received in FY 2002, resulting in 99,462 potential license suspensions for failing to complete the court-ordered driver safety course.

To process the anticipated suspension orders, DPS indicates a need for an additional 5 FTEs (\$132,523 per year) with associated first-year costs that total \$58,654. The FTEs would process documents through the DIB imaging system and perform clerical duties. Additionally, the agency's batch driver license system would require programming to accommodate the new transactions at an estimated cost of \$84,480.

**Technology**

Technology costs total \$84,480 for programming.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:** 405 Department of Public Safety, 454 Department of Insurance

**LBB Staff:** JK, WK, VDS, AR