

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

**FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION**

**April 9, 2007**

**TO:** Honorable Mike Krusee, Chair, House Committee on Transportation

**FROM:** John S. O'Brien, Director, Legislative Budget Board

**IN RE: HB2862** by Crabb (Relating to requiring a distinctive symbol or marking on the driver's license issued to a person convicted of certain intoxication offenses.), **As Introduced**

**Estimated Two-year Net Impact to General Revenue Related Funds** for HB2862, As Introduced: a positive impact of \$850,820 through the biennium ending August 31, 2009.

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
2008	\$425,410
2009	\$425,410
2010	\$425,410
2011	\$425,410
2012	\$425,410

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

Fiscal Year	Probable Revenue Gain/(Loss) from <i>GENERAL REVENUE FUND</i> <b>1</b>	Probable Savings/(Cost) from <i>STATE HIGHWAY FUND</i> <b>6</b>
2008	\$425,410	(\$125,000)
2009	\$425,410	\$0
2010	\$425,410	\$0
2011	\$425,410	\$0
2012	\$425,410	\$0

**Fiscal Analysis**

The bill would amend the Transportation Code requiring the Texas Department of Public Safety (DPS) to print a distinctive mark or symbol on driver's licenses issued to persons convicted of certain enhanced intoxication offenses. The bill would take effect September 1, 2007 and apply only to a person convicted on or after the effective date.

**Methodology**

DPS would be required to collect a \$10 fee, in addition to any other applicable fees, from individuals whose license was suspended due to a conviction for an intoxication related offense. The fee would be collected when the individual applies for a new license, duplicate license, or reinstatement of a license before the fifth anniversary of the person's most recent conviction.

In fiscal year 2006, DPS reports there were 42,541 individuals convicted of intoxication related offenses. Assuming all those individuals convicted of intoxication related offenses would apply for a new license, duplicate license, or reinstatement of a license before the fifth anniversary of the person's most recent conviction, DPS estimates the additional revenue generated as a result of this bill would be approximately \$425,410 (42,541 individuals X \$10) for fiscal years 2008 through 2012 and would remain at this level for future fiscal years as the number of individuals convicted of intoxication related offenses has remained fairly constant. Individuals issued a driver's license with the identifying mark would be allowed to apply for a driver's license which does not include the identifying mark on or after the fifth anniversary of their most recent intoxication offense.

### **Technology**

DPS reports a one-time technology cost of \$125,000 in State Highway Fund 6 to cover programming changes to the Driver License System. DPS reports it would be unable to implement the modifications necessary to comply with the provision of this bill until the Driver License Reengineering Project is completed in November 2007.

### **Local Government Impact**

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

**Source Agencies:** 405 Department of Public Safety

**LBB Staff:** JOB, KJG, GG, LG, LM