

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

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

**March 27, 2007**

**TO:** Honorable John Carona, Chair, Senate Committee on Transportation & Homeland Security

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

**IN RE: SB1723** by Ogden (Relating to the collection of surcharges assessed under the driver responsibility program.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would implement recommendations in the Legislative Budget Board's *State Government Effectiveness and Efficiency Report Submitted to the 80th Legislature*. These recommendations are in the report "Increase Driver Responsibility Program Collections and Offender Compliance."

This bill would amend Chapter 708 of the Transportation Code, relating to the collection of surcharges assessed under the driver responsibility program. The bill would allow the Department of Public Safety (DPS) to establish a new installment plan on different terms if a person fails to make a required installment payment. The bill would further authorize DPS to enter into additional contracts to collect surcharges uncollected under the initial contract, limiting compensation to the contractor to no more than 30 percent of the amount of the surcharges and related cost. The bill would also authorize DPS to establish a periodic amnesty program for holders of a driver's license on which a surcharge has been assessed for certain offenses, and would further permit DPS to reduce a surcharge or the length of an installment plan when surcharged drivers have otherwise complied with the law or sought rehabilitation. The bill would establish that DPS has a lien on personal property belonging to offenders under the Driver Responsibility Program.

The bill would take effect September 1, 2007.

The modifications to available collection methods in this bill could result in a revenue gain for currently uncollected surcharges. However, due to uncertainties in the data related to individuals with a history of prior noncompliance, the Comptroller of Public Accounts was unable to estimate this revenue gain.

DPS estimates a cost of \$250,000 for driver license system modifications, which DPS estimates it will be unable to complete until January 1, 2008. It is assumed that DPS could absorb these costs within the agency's current appropriations and therefore would not result in a significant fiscal impact to the state.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 304 Comptroller of Public Accounts, 405 Department of Public Safety

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