

OFFICE OF FISCAL ANALYSIS

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sSB-423

AN ACT IMPROVING HIGHWAY SAFETY BY PROHIBITING
DRIVING WHILE ABILITY IMPAIRED AND STUDYING METHODS
TO DETECT CANNABIS-IMPAIRED DRIVING.

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 25 \$	FY 26 \$
Resources of the General Fund	GF - Potential Revenue Gain	Minimal	Minimal
Motor Vehicle Dept.	TF - Potential Revenue Gain	Minimal	Minimal

Note: GF=General Fund; TF=Transportation Fund

Municipal Impact: None

Explanation

Section 1 creates a new violation for driving while ability-impaired (DWA) which results in a potential minimal revenue gain from fines.

Section 2 requires that any person with a DWA violation attend an operator retraining program offered by the Department of Motor Vehicles (DMV) or a DMV-certified organization. As under current law, the individual must pay a fee of not more than \$85 to attend such program. This is not expected to result in a fiscal impact to the state because, as under current practice, it is expected that the fee would be paid directly to the vendor to cover the vendor's costs.

Section 2 also provides a process for new organizations to become certified to conduct the operator retraining program. To the extent that new organizations seek this certification from DMV, this section results in minimal revenue gain from application fees.

Primary Analyst: PM
Contributing Analyst(s): LG, BP, RP, ES
Reviewer: MM

4/3/24

Section 4 requires the Commissioners of Emergency Services and Public Protection and Transportation to report annually on issues related to drug recognition experts and roadside cannabis testing efforts, which does not result in a fiscal impact because this is within the expertise of both departments.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to the amount of fines collected from violations or as otherwise described.