

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2014-15</b>		<b>FY 2015-16</b>	
	<b>EXPENDITURES</b>	<b>REVENUE</b>	<b>EXPENDITURES</b>	<b>REVENUE</b>
GENERAL FUNDS				
CASH FUNDS		\$12,000		\$12,000
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>		\$12,000		\$12,000

**Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.**

LB 795 changes provisions relating to the reinstatement of an operator’s license for persons who have been convicted of driving under the influence (DUI) for a third or subsequent time. These individuals have their licenses revoked for a period of fifteen years. Current law allows individuals convicted of DUI to apply to the Department of Motor Vehicles (DMV) for reinstatement after a period of seven years of revocation. The bill eliminates the seven year waiting period to apply. LB 795 also provides that individuals may not apply more often than once per calendar year and an application fee of \$100 is required.

DMV indicates about 40 to 60 individuals apply each year for reinstatement of their licenses after seven years have elapsed. There are 3,185 individuals who could apply each year. DMV assumes the number of applicants will double based upon the elimination of the seven year waiting period which will mean there may be 80 to 120 applications per year.

DMV assumes the workload increase to process the additional applications can be handled with existing staff and resources. The department will have increased annual revenue of \$12,000 cash funds (120 applications x \$100 fee) based upon the new application fee in the bill. It is assumed the funds will be deposited in the Department of Motor Vehicles’ Cash Fund.

**NEBRASKA DEPARTMENT OF MOTOR VEHICLES**

Prepared by: Gary Ryken      Date Prepared: 10-Feb-14      Phone: 471-3902      Fax: 471-9594  
 Email: gary.ryken@nebraska.gov

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	<u>FY 2014-2015</u>		<u>FY 2015-2016</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	\$ 12,000	_____	\$ 12,000
<b>TOTAL FUNDS</b>	<b>\$ -</b>	<b>\$ 12,000</b>	<b>\$ -</b>	<b>\$ 12,000</b>

Explanation of Estimate:

LB 795 applies to persons whose operator's license is revoked for a third or subsequent time for a period of fifteen years who apply to the DMV to recommend reinstatement to the Board of Pardons. LB795 requires that an ignition interlock device has been installed on any vehicles that the person operates. It requires a nonrefundable application fee of one hundred dollars. (See note)

The bill essentially doubles the pool of eligible persons that may apply for the pardon by eliminating the 7-year waiting period. DMV currently processes between 40 and 60 applications per year from a pool of 3,185. Under LB 795, currently 7,260 persons would be eligible to apply. While it is not possible to accurately estimate the number that would apply it appears likely the number could at least double to 80 to 120 applications per year. DMV would be able to absorb the increased workload for such an increase.

**Revenue**

Note: The bill does not designate a fund for the application fee to be deposited to. The total collected is estimated to be:

120 Applications      @\$100      \$ 12,000

<u>POSITION TITLE</u>	<u>MAJOR OBJECTS OF EXPENDITURE</u>			
	<u>NUMBER OF POSITIONS</u>		<u>FY 2014-2015</u>	<u>FY 2015-2016</u>
	<u>14-15</u>	<u>15-16</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits	_____	_____	_____	_____
Operating	_____	_____	_____	_____
Travel	_____	_____	_____	_____
Capital Outlay	_____	_____	_____	_____
Aid	_____	_____	_____	_____
Capital Improvements	_____	_____	_____	_____
<b>Total</b>	_____	_____	<b>\$ -</b>	<b>\$ -</b>

Please complete ALL (5) blanks in the first three lines.

2014

LB<sup>(1)</sup> 795

FISCAL NOTE

State Agency OR Political Subdivision Name: <sup>(2)</sup>

Board of Pardons & Parole

Prepared by: <sup>(3)</sup> Esther Casmer

Date Prepared: <sup>(4)</sup> 1-15-14

Phone: <sup>(5)</sup> (402) 479-5728

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2014-15</u>		<u>FY 2015-16</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

No fiscal impact.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15</u>	<u>2015-16</u>
	<u>14-15</u>	<u>15-16</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____