

# FISCAL NOTE

**STATE OF ALASKA**  
**2001 LEGISLATIVE SESSION**

Fiscal Note Number: 2  
 Bill Version: HB 12  
 (H) Publish Date: 4/25/01

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Administration  
 Title: An act relating to offenses of operating a motor vehicle BRU: Motor Vehicles  
 Component: \_\_\_\_\_  
 Sponsor: Representatives Kott and Berkowitz  
 Requester: H (TRA) Component Number: 2348

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services	94.6	94.6	94.6	94.6	94.6	94.6
Travel						
Contractual	2.1	0.9	0.9	0.9	0.9	0.9
Supplies	2.6	0.4	0.4	0.4	0.4	0.4
Equipment	11.9	0.0	0.0	0.0	0.0	0.0
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>111.2</b>	<b>95.9</b>	<b>95.9</b>	<b>95.9</b>	<b>95.9</b>	<b>95.9</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	111.2	95.9	95.9	95.9	95.9	95.9
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
<b>TOTAL</b>	<b>111.2</b>	<b>95.9</b>	<b>95.9</b>	<b>95.9</b>	<b>95.9</b>	<b>95.9</b>

Estimate of any current year (FY2001) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2002 budget proposal:

**POSITIONS**

Full-time	2	2	2	2	2	2
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

This bill would lower the threshold blood alcohol level for Driving While Intoxicated (DWI) from .10 to .08. This bill also lowers the threshold presumptive level for impaired driving from .05 to .04. This bill would result in an increase in the number of driver license revocation hearings held by the division.

Based on information from other states that have lowered the DWI threshold to .08 BAC and the U.S. Department of Justice, DMV estimates a 15% increase in DWI arrests. All of these drivers must be afforded the opportunity for a hearing before their license can be revoked by DMV. Cases under the current .10 law are now scheduled for hearing 30 - 45 days out. Until a hearing is held and a decision rendered, the offender continues to drive unrestricted. The additional caseload for this quasi-judicial process will require one additional hearing officer and one support person.

Prepared by: Mary Marshburn Phone 269-5559  
 Division: Motor Vehicles Date/Time 04/03/01  
 Approved by: Jim Duncan, Commissioner Date 4/3/01  
 Agency: Department of Administration

For distribution information, call the Governor's Legislative Office

DMV Fiscal Note #2, HB 12

1 PFT Hearing Officer, Range 16	\$55,119
1 PFT position for admin support, Range 10	\$39,477
Equipment & associated costs	<u>\$16,600</u>
Total Cost (First Year)	\$111,196