

**HF502 - 0 - DWI Offenders; No Exam for License Reinstatement**

Chief Author: **Kelly Moller**  
 Committee: **Transportation Finance and Policy**  
 Date Completed: **2/9/2021 2:53:54 PM**  
 Agency: **Public Safety Dept**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings	X	
Tax Revenue		X
Information Technology	X	
<b>Local Fiscal Impact</b>		
		X

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions shown in the parentheses.

State Cost (Savings)	Biennium			Biennium		
	Dollars in Thousands	FY2021	FY2022	FY2023	FY2024	FY2025
Restrict Misc. Special Revenue	-	920	920	920	920	920
<b>Total</b>	<b>-</b>	<b>920</b>	<b>920</b>	<b>920</b>	<b>920</b>	<b>920</b>
<b>Biennial Total</b>			<b>1,840</b>			<b>1,840</b>

Full Time Equivalent Positions (FTE)	Biennium			Biennium	
	FY2021	FY2022	FY2023	FY2024	FY2025
Restrict Misc. Special Revenue	-	-	-	-	-
<b>Total</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

**LBO Analyst's Comment**

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

**LBO Signature:** Laura Cecko      **Date:** 2/9/2021 2:53:53 PM  
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**State Cost (Savings) Calculation Details**

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions are shown in parentheses.

\*Transfers In/Out and Absorbed Costs are only displayed when reported.

<b>State Cost (Savings) = 1-2</b>		<b>Biennium</b>			<b>Biennium</b>	
<b>Dollars in Thousands</b>		<b>FY2021</b>	<b>FY2022</b>	<b>FY2023</b>	<b>FY2024</b>	<b>FY2025</b>
Restrict Misc. Special Revenue	-	920	920	920	920	920
<b>Total</b>	<b>-</b>	<b>920</b>	<b>920</b>	<b>920</b>	<b>920</b>	<b>920</b>
<b>Biennial Total</b>			<b>1,840</b>			<b>1,840</b>
<b>1 - Expenditures, Absorbed Costs*, Transfers Out*</b>						
Restrict Misc. Special Revenue	-	-	-	-	-	-
<b>Total</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
<b>Biennial Total</b>			<b>-</b>			<b>-</b>
<b>2 - Revenues, Transfers In*</b>						
Restrict Misc. Special Revenue	-	(920)	(920)	(920)	(920)	(920)
<b>Total</b>	<b>-</b>	<b>(920)</b>	<b>(920)</b>	<b>(920)</b>	<b>(920)</b>	<b>(920)</b>
<b>Biennial Total</b>			<b>(1,840)</b>			<b>(1,840)</b>

**Bill Description**

Bill for an act that removes the drug and alcohol knowledge test as a reinstatement requirement for DWI offenses. Removes 1 year limited license requirement for ignition interlock participants who are cancelled inimical to public safety (Cancelled-IPS). Removes insurance certificate requirement for ignition interlock participants who previously were convicted, suspended, or cancelled for no insurance violations. Ignition interlock participants who violate the program will have their program participation time extended to reach the abstinence period described in 169A.55 subd. 4.

New registration plates must be issued if requested if the violator becomes a program participant in the ignition interlock program.

**Assumptions**

Assume effective date of August 1, 2021.

Assume that the department will no longer require a written drug and alcohol test as a reinstatement requirement for individuals who have had a driving while impaired incident but that individuals must take a class D knowledge exam in accordance to revocation reinstatement requirements.

Assume future participants would be able to avoid both the initial and reinstatement fees if they enroll in ignition interlock before requesting special registration plates.

Currently, there is a \$50 fee for each vehicle with special registration plates. An additional \$50 fee is required to remove the special registration plate after the impoundment order expires.

Assume the \$50 initial fee and \$50 reinstatement fee for special registration plates (plates bearing a special series of numbers or letters that are readily identifiable by law enforcement) would be waived, similar to how they are waived in 169A.60, subd. 13, paragraph (e) clauses 1 through 3.

For the period of 1/1/20 through 12/31/20, there were 10,736 participants enrolled in the ignition interlock program. People are in the ignition interlock program for a varied amount of time. Some 30 days, some 3- 6 years. Assume all people currently enrolled in ignition interlock will request new registration plates and will have paid all reinstatement fees by the effective date.

Assume 9,200 participants will be enrolled each year FY22 and beyond in the ignition interlock program and request the new registration plates for the standard \$8 fee instead of the \$50 initial fee + \$50 reinstatement fee + \$8 fee (the

reinstatement cost of new standard plates), which will result in an annual revenue loss of \$920,000 (\$50 initial fee + \$50 reinstatement fee x 9,200 participants = \$920,000).

Assume ignition interlock participants who have had a no insurance violation, in violation of Minnesota Statutes 169.791, 169.793, 169.797, previous suspension or cancellation under 169.792 or 169.797 will no longer be required to provide proof of insurance in the form of an insurance certificate. Assume that the insurance will not need to be certified by the insurance company as non-cancellable for 12 months.

Assume that department will no longer issue limited licenses for ignition interlock program participants or impose a one year limited license restriction for individuals participating in ignition interlock that have been Cancelled-IPS.

Assume that ignition interlock participants who are Cancelled-IPS who violate their participation agreement will have their program participation time extended until they have reached the required abstinence period described in 169A.55 subdivision 4 or 169A.55 subdivision 5, whichever is longer.

Assume programming will be completed to add a check box to the system to remove someone from plate impoundment after they become a participant in the ignition interlock program.

Assume that 40 programming hours will be required to implement needed changes in the system at a rate of \$200 an hour for a total of \$8,000. Assume that the department will absorb the cost of programming as a part of its current support and maintenance contract with FAST Enterprises, at no additional cost to DVS.

### **Expenditure and/or Revenue Formula**

#### **FY 2022 and beyond Revenue**

#### **Restrict. Misc. Special Revenue Vehicle Services Operating Account**

Revenue loss from \$50 initial fee + \$50 reinstatement fee x 9,200 participants = (\$920,000)

### **Long-Term Fiscal Considerations**

#### **Local Fiscal Impact**

#### **References/Sources**

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