

OFFICE OF FISCAL ANALYSIS

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sHB-5327

AN ACT REVISING MOTOR VEHICLE STATUTES CONCERNING
TOWING OCCUPIED VEHICLES, THE IMPROPER USE OF MOTOR
VEHICLE REGISTRATION AND SCHOOL BUSES.

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 25 \$	FY 26 \$
Judicial Dept. (Probation)	GF - Potential Cost	See Below	See Below
State Resources	Various - Potential Revenue Gain	Minimal	Minimal

Note: GF=General Fund; Various=Various

Municipal Impact: None

Explanation

The bill, which makes various changes to misdemeanors and infractions and requires the Department of Motor Vehicles (DMV) to review internal policy, results in a potential cost to the Judicial Department and a potential revenue gain from fines.

Section 1 expands an existing class D misdemeanor¹ for wrecker requirements to forbid towing to occur while a person occupies the vehicle being towed. This results in a potential cost to the Judicial Department and a potential revenue gain from fines. On average, the marginal cost for supervision in the community is less than \$800² each

¹In FY 23, there were 19 charges for similar offenses, and \$1,188 was collected in fines.

²Probation marginal cost is based on services provided by private providers and only includes costs that increase with each additional participant. This does not include a cost for additional supervision by a probation officer unless a new offense is

year.

Section 2 changes an existing infraction³ for using another person's motor vehicle registration or operator's license to a class D misdemeanor, which results in a potential cost to the Judicial Department and a potential revenue gain to both Special Transportation Fund and the General Fund from fines.

Section 3 requires the DMV to review existing policies and procedures on operating and inspecting school buses and to provide and post this guidance, as outlined in the bill. This section does not result in a fiscal impact to the state because it can be accomplished within DMV's current operations.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to the number of violations.

anticipated to result in enough additional offenders to require additional probation officers.

³In FY 23, there were less than 13,000 charges for this infraction, and \$1,693 was collected from fines.