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FISCAL IMPACT REPORT

SPONSOR Lujan, B DATE TYPED 2/28/05 HB 1087/aHJC

SHORT TITLE Mandatory Financial Responsibility Penalties SB _____

ANALYST Ford

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY05	FY06	FY05	FY06		
			Minimal – See Narrative		

(Parenthesis () Indicate Expenditure Decreases)

REVENUE

Estimated Revenue		Subsequent Years Impact	Recurring or Non-Rec	Fund Affected
FY05	FY06			
	\$0.1 See Narrative		Recurring	General Fund
	\$0.1 See Narrative		Recurring	Motor Vehicle Division

(Parenthesis () Indicate Revenue Decreases)

Conflicts with SB 603

SOURCES OF INFORMATION

LFC Files

Responses Received From

Administrative Office of the Courts (AOC)

SUMMARY

Synopsis of HJC Amendment

The House Judiciary Committee amendment adds a new section of the bill to amend Section 66-5-205.1 NMSA 1978 by changing a cross-reference to the reinstatement fee in Section 66-5-33.1 NMSA 1978. This change ensure that the two sections conform to each other.

Synopsis of Original Bill

House Bill 1087 raises the fee charged for reinstatement of a vehicle registration that has been revoked or suspended from \$25 to \$100. The bill also raises the penalty, from \$300 to \$500, for a second or subsequent violation of provisions prohibiting operation of an uninsured motor vehicle or a vehicle without valid evidence of financial responsibility.

Significant Issues

According to the AOC, evidence of financial responsibility, as a substitute for motor vehicle insurance, can be achieved with a surety bond or a cash deposit of \$60,000 with the state treasurer.

FISCAL IMPLICATIONS

The bill will result in an indeterminate revenue increase to the Motor Vehicle Division (MVD) of the Taxation and Revenue Department as a result of the increased fee for reinstating registration and to the general fund as a result of the increased penalty for a repeat offense of driving without auto insurance. There may be minor costs to the MVD to update information to drivers.

CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP

This bill amends the same code section as Senate Bill 603, which seeks to increase ignition interlock device requirements for drivers whose license has been revoked due to a DWI conviction.

EF/yr:lg