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## FISCAL IMPACT REPORT

ORIGINAL DATE 2/22/2007

SPONSOR Rehm LAST UPDATED \_\_\_\_\_ HB 910

SHORT TITLE Number of DWI Convictions on Drivers License SB \_\_\_\_\_

ANALYST Schuss

### ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY07	FY08	FY09	3 Year Total Cost	Recurring or Non-Rec	Fund Affected
<b>Total</b>		Unknown	Unknown	Unknown	Recurring	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Public Defender Department (PDD)  
 Attorney General's Office (AGO)  
 Department of Finance and Administration (DFA)

#### Did Not Respond

Taxation and Revenue Department (TRD)

### SUMMARY

#### Synopsis of Bill

House Bill 910 requires notation on a driver's license of the number of DWI convictions. HB 910 amends Section 66-5-15 NMSA 1978 to include that a driver's license shall clearly indicate on its face the number of times that a person was convicted for driving under the influence of intoxicating liquor or drugs. If a person has one conviction for driving under the influence of intoxicating liquor or drugs and has not had another conviction under the Implied Consent Act and four years have passed since the conviction, that person will not be required to have the indication on their driver's license.

### FISCAL IMPLICATIONS

Potentially, there will be significant impacts to the Motor Vehicle Division of TRD. An analysis from TRD will be imperative in determining these figures. TRD will potentially have to make software changes to develop and print the new licenses.

**SIGNIFICANT ISSUES**

DFA states that noting on the driver's license the number of prior DWI or drug offenses will not reduce DWI convictions.

According to DFA, the sponsor of this bill has stated that the ones to gain a benefit from this bill will be law enforcement and bar owners. This will bring up a red flag of how many DWI convictions an individual has had.

**ADMINISTRATIVE IMPLICATIONS**

HB 910 will have administrative impacts on the Motor Vehicle Division. An analysis from TRD will be necessary to determine the impact.

**OTHER SUBSTANTIVE ISSUES**

DFA notes that currently police who arrest someone for DWI confiscate his or her license on the spot if the breath test is above the legal limit or the person refuses to take the test. Then, the police take the license and notify the Motor Vehicle Division, which then revokes it up to one year. With this proposal, the reissued license would then be branded with the number of DWI convictions this person had on his or her record.

BS/csd