

HF1199 - 0 - Driving Privilege Reinstatement Ignition Interlock

Chief Author: **Ginny Klevorn**
 Committee: **Public Safety and Criminal Justice Reform Finance and Policy**
 Date Completed: **3/9/2021 3:07:53 PM**
 Agency: **Public Safety Dept**

State Fiscal Impact	Yes	No
Expenditures	X	
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology	X	
Local Fiscal Impact		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	-	465	389	389	389	389
Total	-	465	389	389	389	389
Biennial Total			854			778

Full Time Equivalent Positions (FTE)	Biennium			Biennium	
	FY2021	FY2022	FY2023	FY2024	FY2025
Restrict Misc. Special Revenue	-	5	5	5	5
Total	-	5	5	5	5

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:** 3/9/2021 3:07:53 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.

State Cost (Savings) = 1-2		Biennium			Biennium	
Dollars in Thousands		FY2021	FY2022	FY2023	FY2024	FY2025
Restrict Misc. Special Revenue	-	465	389	389	389	389
Total	-	465	389	389	389	389
Biennial Total			854			778
1 - Expenditures, Absorbed Costs*, Transfers Out*						
Restrict Misc. Special Revenue						
Expenditures	-	537	389	389	389	389
Absorbed Costs	-	(72)	-	-	-	-
Total	-	465	389	389	389	389
Biennial Total			854			778
2 - Revenues, Transfers In*						
Restrict Misc. Special Revenue	-	-	-	-	-	-
Total	-	-	-	-	-	-
Biennial Total			-			-

Bill Description

Modifies existing reinstatement requirements for individuals who have had two or more driving while impaired am (DWI) incidents within ten years, or three or more in their lifetime, to be required to participate in ignition interlock; includes an exemption to this requirement for individuals who did not own or lease a vehicle at the time of the offense.

Assumptions

Assume that individuals who have had multiple DWI offenses will be required to participate in ignition interlock. Assume that ignition interlock participation will be no less than one year for persons whose license was revoked for a second DWI within 10 years or persons who has had two prior DWI offenses; ignition interlock participation time will be no less than two years for persons whose record shows a second DWI within 10 years or three or more DWIs but whose alcohol concentration is twice the legal limit or more, or the person has had two or more DWI offenses in 10 years or three DWI offenses in their lifetime and refuse to submit to a chemical test.

Assume that the exception to the mandatory ignition interlock participation can only be bypassed if the person did not own or lease a vehicle or commit a violation of Minnesota chapters 169, 169A or 171 at the time of the arrest. Assume that individuals who qualify for exemption will be without driving privileges for the duration of the withdrawal and will need to submit required documentation for exemption.

Currently, there are 10,434 ignition interlock enrolled participants and 6 current Ignition Interlock staff to support the existing participants; each Ignition Interlock staff member supports 1,739 participants and can support up to 2,608 program participants at current service levels.

In calendar year 2020 a total of 28,150 DWIs occurred in Minnesota where the individual did not refuse a chemical test or were above the legal limit. A 2014 National Highway Traffic Safety Administration research note showed that Minnesota had the highest percentage of repeat DWI offenders at 41%. As this act will affect individuals with multiple DWI offenses. The department is anticipating at a minimum an additional 11,541 individuals who will be required to participate in ignition interlock to reinstate their driving privileges; the department also anticipates 10% (1,154) of these individuals will meet the qualifications for exemption from program participation. Meaning, the department will anticipate an additional increase of 10,387 to the current 10,434 participants for a total ignition interlock participation of 20,821 annually.

Assume the department will need three additional full-time employees to provide adequate service levels with the

program increase; the department will need two Office Administrative Specialist Seniors (OASS), with an annual salary of \$74,028 (step 5) x two OASS = \$148,056 and one Office Administrative Specialist Intermediate (OASI), with an annual salary of \$70,176 (step 5). While both OASS and OASI staff perform similar functions for Ignition Interlock, the department is requesting two OASS as they also answer calls, questions from probation inquiries, review program violations, and complete reviews for program completion.

The OASS FTEs will conduct customer inquiries, enrollment interviews, determine program eligibility, answer calls, answer probation line for probation officer inquiries, serve as a technical expert/subject matter expert in the Ignition Interlock Program, review program violations, complete reviews for program completion, and investigate potential errors. The OASI FTE will perform the same duties as the OASS, but do not answer calls, answer probation line inquiries, review program violations, or complete reviews for program completion.

One-time costs per FTE x 3 FTEs

Office Build out costs \$7,500 x 3 FTE= \$22,500
Furniture \$5,300 x 3 FTE = \$15,900
Office Chair \$500 x 3 FTE = \$1,500
Telephone \$200 x 2 FTE = \$400
Computer Monitors - 2 per FTE - \$135 x 6 = \$810

It is assumed only two FTEs will take incoming calls; therefore, only two office phones are required.

Total one-time costs for 3 FTEs = \$41,110

Monthly costs per FTE x 3 FTE's

Office space = \$208.35/month x 12 = \$2,500 x 3 FTE = \$7,501
Laptop computer rental = \$74.60/month x 12 x 3 FTE = \$2,686
Employee computing = \$48.74/month x 12 x 3 FTE = \$1,755
Telephone = \$30/month x 12 x 2 FTE = \$720
Office supplies = \$8.25/month x 12 x 3 FTE = \$297

It is assumed only two FTEs will take incoming calls; therefore, only two office phones were included in monthly costs.

Total annual monthly costs for 3 FTEs = \$12,959

Assume 360 programming hours are required at a rate of \$200/hour for a total of \$72,000 to implement necessary changes to MNDRIIVE for the development and testing of the system for programming edits, changes and reports required under the proposed legislation. Assume that programming will need to begin in FY 2021 in order for the programming to be available in the system by the effective date and will be absorbed in the DVS Technology Account.

Assume the effective date is August 1, 2021, as there is no effective date noted in the bill.

Assumes an increase of 10,387 enrolled participants in the total ignition interlock program as a result of the proposed legislation, which nearly doubles the current participation of 10,434 participants. This will result in increased calls to the Public Information Center (PIC) related to Ignition Interlock program.

During the past year the PIC received on average 168 calls/day on the Ignition Interlock line.

Assume DVS will need two full-time additional Customer Service Specialists, Senior, (CSSS) with an annual salary of \$74,028 (step 5) x two CSSS = \$148,056 to due to increased participation in the Ignition Interlock program to handle the increased call volume as these calls are typically more complex and longer than basic calls.

One-time costs per FTE

Office build out costs = \$7,500
Furniture = \$5,300
Sit to Stand = \$700
Office Chair = \$500
Telephone w/headset = \$600
Computer Monitors = 2 x \$135 = \$270

Software = \$2,280

Total one-time costs per FTE = \$17,150 x 2 FTEs = \$34,300

Monthly costs per FTE

Office space = \$208.35/month x 12 = \$2,500
Desktop computer rental = \$57.54/month x 12 = \$690
Employee computing = \$48.74/month x 12 = \$585
Telephone-Call Center = \$100/month x 12 = \$1,200
Office supplies = \$8.25/month x 12 = \$99

Total annual monthly costs per FTE = \$5,074 x 2 FTEs = \$10,148

Expenditure and/or Revenue Formula

FY 2022 Expenditures Restricted Misc. Special Revenue Funds

Driver and Vehicle Services Tech Account

Absorbed programming costs \$8,000 x 9 weeks = \$72,000

Driver Services Operating Account

OASS (step 5) annual salary & fringe benefits = \$74,028 x 2 FTEs = \$148,056
CSSS (step 5) annual salary & fringe benefits = \$74,028 x 2 FTEs = \$148,056
OASI (step 5) annual salary & fringe benefits = \$70,176
One-time costs for 3 FTEs (Driver Services) = \$41,110
One-time costs for 2 FTEs (Support Services) = \$34,300
Monthly costs for 3 FTEs (Driver Services) = \$12,959
Monthly costs for 2 FTEs (Support Services) = \$10,148

Total Restricted Miscellaneous Special Revenues FY22 = \$536,805

FY 2023 and beyond Expenditures Restricted Misc. Special Revenue Funds

Driver Services Operating Account

OASS (step 5) annual salary & fringe benefits = \$74,030 x 2 FTEs = \$148,056
CSSS (step 5) annual salary & fringe benefits = \$74,030 x 2 FTEs = \$148,056
OASI (step 5) annual salary & fringe benefits = \$70,176
Monthly costs for 3 FTEs (Driver Services) = \$12,959
Monthly costs for 2 FTEs (Support Services) = \$10,148

Total Restricted Miscellaneous Special Revenues FY23 & beyond = \$389,395

Long-Term Fiscal Considerations

The DVS budget is fee-based and must cover the cost of business through fees collected. Any increase in expenses may require increasing fees.

Local Fiscal Impact

References/Sources

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