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## FISCAL IMPACT REPORT

ORIGINAL DATE 2/7/08

SPONSOR SCORC LAST UPDATED \_\_\_\_\_ HB \_\_\_\_\_

SHORT TITLE Public Peace, Health, Safety & Welfare SB 562/SCORCS

ANALYST Peery-Galon

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

	FY08	FY09	FY10	3 Year Total Cost	Recurring or Non-Rec	Fund Affected
<b>Total</b>		\$0.1	\$0.1	\$0.1	Recurring	Local DWI Grant Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

### SOURCES OF INFORMATION

LFC Files

#### No Responses Received From

State Personnel Office (SPO)

Department of Public Safety (DPS)

Department of Transportation (DOT)

### SUMMARY

#### Synopsis of Bill

The Senate Corporations and Transportation Committee Substitute for Senate Bill 562 amends Section 9-19-6 NMSA 1978 with technical clean-up language and the following new language to “provide for overtime pay from the local DWI grant fund to special investigation division officers who provide community relations services.”

### FISCAL IMPLICATIONS

There will be a fiscal impact to the Local DWI Grant Fund to pay for overtime for the Special Investigation Division officers who provide community relations services.

### SIGNIFICANT ISSUES

In 1993, the legislature passed the local DWI Grant Program Act creating the Local DWI Grant Program Fund, administered by the Local Government Division of the Department of Finance Administration. The fund is to make grants to municipalities and counties for DWI-related programs. The purpose of the Local DWI Grant Program Fund has expanded to include a wide range of substance abuse-related state and local programs. The same Act created the DWI

Program Fund to support state agencies' DWI-related activities. Initially, the Legislature appropriated \$5.5 million to the Local DWI Grant Program Fund and \$5.1 million to the DWI Program Fund. In ensuing years, annual appropriations from the general fund to the Local DWI Grant Program Fund were replaced by dedicated revenue of 34.57 percent of the net receipts from the state liquor excise tax. Annual appropriations from the general fund to the DWI Program Fund were discontinued, and programs funded from the original appropriation were rolled into agency base budgets.

### **PERFORMANCE IMPLICATIONS**

The proposed legislation could positively impact the following performance measures for the Department of Public Safety:

- Number of administrative citations issued to licensed liquor establishments for the illegal sales or service of alcohol to minors and intoxicated persons by the Special Investigation Division; and
- Number of criminal citations or arrests for the illegal sales or service of alcohol to minors and intoxicated persons by the Special Investigation Division.

### **OTHER SUBSTANTIVE ISSUES**

In calendar year 2005, New Mexico ranked eighth in the nation for alcohol-related fatalities per 100,000 motor vehicle miles traveled. In 2006, alcohol-related fatalities in the state decreased by 12.8 percent. This is the lowest rate per 100,000 ever recorded. DPS reported that in FY07 alcohol-related fatalities in New Mexico were down 20.1 percent from FY06.

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