

Fiscal impact reports (FIRs) are prepared by the Legislative Finance Committee (LFC) for standing finance committees of the NM Legislature. The LFC does not assume responsibility for the accuracy of these reports if they are used for other purposes.

Current FIRs (in HTML & Adobe PDF formats) are available on the NM Legislative Website (legis.state.nm.us). Adobe PDF versions include all attachments, whereas HTML versions may not. Previously issued FIRs and attachments may be obtained from the LFC in Suite 101 of the State Capitol Building North.

## FISCAL IMPACT REPORT

SPONSOR Griego DATE TYPED 02/14/05 HB \_\_\_\_\_

SHORT TITLE First DWI Offense License and Interlocks SB 603

ANALYST Ford

### APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY05	FY06	FY05	FY06		
			NFI		

(Parenthesis ( ) Indicate Expenditure Decreases)

Relates to  
 HB 282, HB 502, HB 506, SB 109, SB 187, SB 154, SB 714  
 Conflicts with  
 HB 472

### SOURCES OF INFORMATION

LFC Files

### Responses Received From

Administrative Office of the Courts (AOC)  
 Administrative Office of the District Attorneys (AODA)  
 Bernalillo County Metropolitan Court  
 Public Defender Department (PDD)

### SUMMARY

#### Synopsis of Bill

Senate Bill 603 requires a driver whose license has been revoked or suspended for DWI, aggravated DWI or violation of the Implied Consent Act to have an ignition interlock device license for a specified time period before the person's license can be reinstated.

The bill specifies that the person shall have had an ignition interlock device license for at least:

- Six months if the person submitted to a chemical test pursuant to the Implied Consent Act
- Six months for persons under 21
- One year for persons whose license had been previously revoked pursuant to the Implied Consent Act

- One year if the person refused to submit to a chemical test pursuant to the Implied Consent Act

The bill also specifies that the person shall have completed any judicial ignition interlock mandate.

### **PERFORMANCE IMPLICATIONS**

Both the Department of Transportation and the Department of Public Safety have performance measures related to reducing alcohol-related accidents, injuries and fatalities. To the extent that tougher ignition interlock device requirements prevent recidivism and/or serve as a deterrent, this bill could help the departments improve on their performance measures.

### **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

Numerous bills have been introduced to combat New Mexico's DWI problem, including several dealing with ignition interlock device requirements and driver license revocation. Those include House Bills 282, 502, and 506 and Senate Bills 109, 187, 154, and 714.

In addition, House Bill 472, which changes the legal Blood or Breath Alcohol Concentration level for previous offenders, amends the same section as Senate Bill 603.

**EF/lg**