

BILL SUMMARY
2nd Session of the 56th Legislature

Bill No.:	SB 1163
Version:	ENGR
Request Number:	
Author:	Rep. Babinec
Date:	4/10/2018
Impact:	Revenue netural

Research Analysis

SB 1163 establishes the conditions under which an ignition interlock device be installed upon order of the Department of Public Safety. The measure requires the Department of Public Safety to establish the Impaired Driver Accountability Program (IDAP). The Department may issue a restricted driver license for persons in the IDAP program. The measure outlines the length of IDAP program. The measure provides procedure for person refusing to submit to breathe testing to determine BAC. Provides for notice to persons under 21 years of age arrested for DUI of the availability of the IDAP program.

The measure repeals several sections found unconstitutional by *Hunsucker v. Fallin*:

Title 47, Section 6-212.3 relating to Repeat Offenders and Excessive Users of Alcohol - Restricted License Fees - Ignition Interlock Device;

Title 47, Section 753 relating to Refusal to Submit to Test - Revocation of License - Reinstatement of License – Penalties

Title 47, Section 754 relating to Surrender or Seizure of License - Receipt as Temporary License - Revocation or Denial of Driving Privilege - Procedure to Release Controlled Substances for Analysis

Title 47, Section 755 relating to Appeal.

Prepared By: Brad Wolgamott

Fiscal Analysis

SB 1163, upon review by DPS, has a revenue neutral fiscal impact as the fees established in its companion bill (SB 1164) will generate enough revenue to cover the cost of the Department's duties.

Prepared By: Kristina King

Other Considerations

None.

