

**BILL SUMMARY**  
1<sup>st</sup> Session of the 58<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB366</b>
<b>Version:</b>	<b>ENGR</b>
<b>Request Number:</b>	
<b>Author:</b>	<b>Rep. Kannady</b>
<b>Date:</b>	<b>3/23/2021</b>
<b>Impact:</b>	<b>No direct impact anticipated</b>

**Research Analysis**

SB 366 modifies testing requirements for drivers with a restricted license charged with driving while impaired or under the influence. The measure provides that the restriction of driving privileges of a person are not to run concurrently with any other restriction of privileges as a result of a separate incident. The measure provides that a petition filed by a person whose license has been revoked must contain a description of the Departmental action being appealed including, when applicable, the date of arrest, the name of the arresting agency and the name of the arresting officer. Upon receipt of the petition, the Department of Public Safety is to stay the action or order with is the subject of the appeal and restore the driving privileges of the person if the person is otherwise eligible. The measure allows an appeal of a district court order to be heard by the Supreme Court. The measure provides for the Department of Public Safety to restore a license if there have been no reportable violations for 60 consecutive days prior to the date of the release for a 180 day modification, 120 consecutive days prior to the date of the release for a 1 year modification, and 1 year prior date of the release for a 3 year modification. The measure also provides for participants in the Impaired Driver Accountability Program to withdraw or be removed from the program. Any person who withdraws from the program is to have his or her driving privileges immediately revoked.

Prepared By: Brad Wolgamott

**Fiscal Analysis**

The measure modifies the provisions of driver license revocations processed by the Department of Public Safety.

Upon review and with consultation from DPS, no impact to state revenues or expenditures is anticipated from passage of the measure.

Prepared By: Clayton Mayfield

**Other Considerations**

None.