

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2014-15		FY 2015-16	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS		See Below		See Below
CASH FUNDS		See Below		See Below
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.

LB 981 prohibits the use of a handheld mobile telephone while driving by an operator of a commercial motor vehicle, a school bus, or certain motor vehicles designed or used to transport between nine and fifteen passengers. School bus drivers and drivers of certain motor vehicles designed to transport between nine and fifteen passengers are also prohibited from texting while driving. A person who violates these provisions is guilty of a traffic infraction and is to be assessed three points on his or her operator’s license. The fine for the traffic infraction is \$200 to \$500 depending upon the number of offenses.

The Department of Motor Vehicles indicates the bill will have no fiscal impact for the department to incorporate the traffic violation into the point system.

Individuals convicted of violations will pay a \$200 to \$500 fine pursuant to the bill and also pay court costs. The number of violations pursuant to the bill is unknown, but it is assumed there will be a minimal increase in revenue. Revenue from fines accrues to the county where the violation occurs for use by public schools. Revenue from court costs is deposited in the General Fund (\$18), judges’ retirement fund (\$8), and various other cash funds (\$24).

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES		
LB: 981	AM:	AGENCY/POLT. SUB: Nebraska Dept. of Roads (NDOR)
REVIEWED BY: Elton Larson	DATE: 1/31/2014	PHONE: 471-4173
COMMENTS: NDOR estimate of federal revenue loss assumes LB 981 does <u>not</u> pass. There is no fiscal impact to NDOR with the passage of LB 981.		

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES		
LB: 981	AM:	AGENCY/POLT. SUB: Department of Motor Vehicles (DMV)
REVIEWED BY: Elton Larson	DATE: 1/24/2014	PHONE: 471-4173
COMMENTS: No fiscal impact to DMV.		

Please complete ALL (5) blanks in the first three lines.

2014

LB⁽¹⁾ 981

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾

Nebraska Dept of Roads

Prepared by: ⁽³⁾ Becky Fleming

Date Prepared: ⁽⁴⁾ 1/30/14

Phone: ⁽⁵⁾ (402) 479 4692

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2014-15</u>		<u>FY 2015-16</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	<u>(\$13,700,000)</u>	_____	<u>(\$27,400,000)</u>
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>_____</u>	<u>(\$13,700,000)</u>	<u>_____</u>	<u>(\$27,400,000)</u>

Explanation of Estimate:

LB 981 changes commercial motor vehicle provisions relating to falsified information, medical examinations, texting and use of handheld mobile telephones. This bill adds that if any information is falsified in the application or in the medical examiner's certificate for a commercial driver's license or LPC-learner's permit, the license or permit may be cancelled. It also states that the medical examination shall be contacted by a medical examiner that is listed on the National Registry of Certified Medical Examiners. In 60-6,179.02, this bill adds that along with the commercial motor vehicle, a motor vehicle designed or used to transport between nine and fifteen passengers (provided the vehicle does not meet the definition of a commercial vehicle) and a school bus restricts the use of texting or using a handheld device to only when communicating when law enforcement officials or other emergency services.

If this bill does not pass, the State of Nebraska would be in non-compliance with Federal regulations. The penalty for non-compliance is loss of a portion of FHWA core program funds. Impact to NDOR has been preliminary estimated at \$13.7 million in FY15 and \$27.4 million in FY16 and subsequent year's loss of funds.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15</u>	<u>2015-16</u>
	<u>14-15</u>	<u>15-16</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

NEBRASKA DEPARTMENT OF MOTOR VEHICLES

Prepared by: Gary Ryken

Date Prepared:

31-Jan-14

Phone: 471-3902

Fax: 471-9594

Email: gary.ryken@nebraska.gov

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	FY 2014-2015		FY 2015-2016	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	\$ -	\$ -	\$ -	\$ -

Explanation of Estimate:

No fiscal impact is anticipated.

MAJOR OBJECTS OF EXPENDITURE				
POSITION TITLE	NUMBER OF POSITIONS		FY 2014-2015	FY 2015-2016
	14-15	15-16	EXPENDITURES	EXPENDITURES
Benefits	_____	_____	_____	_____
Operating	_____	_____	_____	_____
Travel	_____	_____	_____	_____
Capital Outlay	_____	_____	_____	_____
Aid	_____	_____	_____	_____
Capital Improvements	_____	_____	_____	_____
Total	_____	_____	\$ -	\$ -