

Department of Finance and Administration

Legislative Impact Statement

Bill: HB1310

Bill Subtitle: TO REMOVE THE REQUIREMENT THAT THE OFFICE OF MOTOR VEHICLE RETAIN SUSPENDED OR REVOKED SURRENDERED DRIVER'S LICENSES; TO AUTHORIZE THE ISSUANCE OF A DUPLICATE LICENSE AND IMPOSITION OF FEES.

Basic Change : Sponsor: Rep. Hickerson

Current law requires that upon suspending a driver's license, the physical license is to be surrendered and retained by DFA. The law further requires that the license be returned to the licensee at the end of the suspension period. The proposed change would direct the department to collect and shred the suspended license. The licensee would pay \$10 for a duplicate card when the license is reinstated.

DFA changed this policy many years ago when it was determined it was not practical or secure to store approximately 20,000 licenses per year and return them once the suspension period is over due to the fact the address had often changed and the licenses were mailed to the wrong address. Also, it was unknown which of the 135 Revenue Offices would be selected by the licensee if he chose to pay reinstatement fees in person. Therefore, the department would collect the suspended licenses and shred them as a security measure. When the license was reinstated, the licensee would receive a duplicate license at no charge.

Revenue Impact :

If this bill is passed approximately 20,000 duplicates would be issued at \$10 each. Revenue would increase by approximately \$200,000. That revenue is split 50% to State Police Fund and 50% to the Constitutional Officers and State Central Services Fund.

Taxpayer Impact :

The licensee with a suspended or revoked license would be required to pay the same amount for a duplicate license as everyone else. They would no longer receive a free duplicate license.

Resources Required :

Only a minimal amount of programming and training would be required if this bill is implemented.

Time Required :

No additional time will be required to implement this bill.

Procedural Changes :

Procedures will be changed if this bill is passed to collect \$10 for the issuance of a duplicate license. Licensees who have been suspended or revoked will no longer receive a free duplicate license.

Legal Analysis :

Current law requires the Office of Driver Services to take possession of, and to retain, driver licenses surrendered to the Office after suspension of the license. This process is unworkable as the Office currently collects approximately 20,000 licenses each year. HB1310 is a housekeeping bill drafted by DFA to remove the requirement that the Office retain the license and to instead require the Office to issue a duplicate license after the period of suspension has run. Issuance of a duplicate license would require payment of duplicate license fees and compliance with all other requirements a licensee must meet under state law.

The bill does not contain an emergency clause.