

FISCAL NOTE

November 28, 2017

Bill No:	HB 42	Printer's No:	48	Sponsor:	Saccone (R)
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COST / (SAVINGS)

Fund (s)	2017-18 – Full Year	2018-19 – Full Year
Motor License Fund – Revenue Loss	\$980,000	\$980,000
Motor License Fund – Cost	\$100,000	-

SUMMARY: This bill would amend Title 4 (Amusements), Title 18 (Crimes and Offenses), Title 23 (Domestic Relations), Title 27 (Environmental Resources) and Title 75 (Vehicles) eliminating the suspension of driver's license as a penalty for several non-highway violations.

ANALYSIS: House Bill 42 would remove penalties involving driver's license suspensions for the following non-highway violations:

- Title 4 Pa.C.S. § 1518(b)(4) (related to the purchase, consumption, possession or transportation of liquor or malt or brewed beverages) in a licensed gaming facility.
- Title 18 Pa.C.S. § 3929(b)(1.1)(iii) (related to retail theft of motor fuel in addition to merchandise less than \$150) for the third and subsequent offense.
- Title 18 Pa.C.S. § 6305 (b)(3)(iv) (related to the sale of tobacco to a minor)
- Title 18 Pa.C.S. § 6307(b) (related to the misrepresentation of age to secure liquor or malt or brewed beverages)
- Title 18 Pa.C.S. § 6308 (b) (related to the purchase, consumption, possession or transportation of liquor or malt or brewed beverages)
- Title 18 Pa.C.S. § 6310.3(b) (related to carrying a false identification card)
- Title 23 Pa.C.S. § 4355(d.1) (related to special procedures for operating privilege)
- Title 27 Pa.C.S. § 6208(a) (related to penalties involving waste transportation safety)
- Title 75 Pa.C.S. § 1532(a)(1) (related to the suspension of operating privilege for felony convictions, which the court determines vehicle involvement)
- Title 75 Pa.C.S. § 1532(c) (related to the suspension of operating privilege for offenses involving a controlled substances)
- Title 18 Pa.C.S. § 2706 (related to the crime of terroristic threats)

Language restricting the operating privilege under Title 18 Pa.C.S. § 6310.4 (related to the restriction of operating privileges) would be repealed.

This act would be effective 60 days upon passage.

FISCAL IMPACT: The Department of Transportation (DOT) would experience \$160,480 in annual personnel savings, as DOT staff would no longer be required to process driver's license

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suspensions for the crimes and offenses enumerated under this act. DOT would also experience \$980,000 in annual revenue losses. During the 2016 calendar year (CY), DOT processed approximately 14,000 violations of the kind described under this act. Each violator was required to pay a non-commercial restoration fee of \$70.00. When multiplying this restoration fee by the number of violators in CY 2016, the estimated amount of revenue losses would be \$980,000. Additionally, DOT would incur a one-time cost of \$100,000 to conduct changes to its Driver License and Control system to reflect the changes in restoration fees, as defined under this act.

Implementation Efforts	FY 2017-18	FY 2018-19
Personnel Savings	(\$160,480)	(\$160,480)
Costs for System Changes	\$100,000	\$0