

## FISCAL NOTE

### HB 3431 - SB 3696

March 1, 2006

**SUMMARY OF BILL:** Makes a conviction of failure to yield the right of way, which causes serious physical injury or death, punishable as a Class B misdemeanor and by license suspension. Current violations are punishable as a Class C misdemeanor.

#### ESTIMATED FISCAL IMPACT:

**Increase State Revenues - \$180,750**

**Increase State Expenditures - \$60,000 One-Time**

**Increase Local Govt. Revenues - \$4,250**

**Increase Local Govt. Expenditures - Not Significant**

Assumptions:

- Approximately 1,000 annual violations. An increase in state revenues from the collection of license reinstatement fees (1,000 x \$100).
- An increase in state and local government revenues from the collection of additional fines as a result of increasing the penalty (1,000 x \$85 average fine increase).
- The state collects fines and clerks receive commission on such fines in accordance with TCA 55-10-303.
- A one-time increase in state expenditures for computer system changes.
- Any increase in local government expenditures for longer periods of incarceration as a result of increasing the penalty will be not significant. Most convictions solely for this offense will result in fines combined with pre-trial diversion, judicial diversion, or probation. Offenses under this section that are combined with other offenses (such as reckless homicide) result in incarceration under current law. These periods of incarceration will not increase significantly.

#### CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director