

Department of Planning and Budget 2022 Fiscal Impact Statement

1. Bill Number: SB718

House of Origin	<input checked="" type="checkbox"/>	Introduced	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Engrossed
Second House	<input type="checkbox"/>	In Committee	<input type="checkbox"/>	Substitute	<input type="checkbox"/>	Enrolled

2. Patron: Reeves

3. Committee: Judiciary

4. Title: Revocation of driver's licenses; completion of specialty dockets.

5. Summary: This bill provides that a conviction that resulted from a final order being entered by a court after the successful completion of a Veterans Treatment Court Program, behavioral health docket, or other specialty docket shall not be counted as a conviction for the purposes of revoking a person's driver's license for multiple convictions of driving while intoxicated.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary. See Item #8.

8. Fiscal Implications: This bill proposes amending language regarding suspension and/or revocation of the privilege to operate a motor vehicle for a person referred by the court to one of the specialty dockets established in the Commonwealth

Specialty dockets refer to specialized court dockets, established under Rule 1:25 of the Supreme Court of Virginia, within the existing structure of Virginia's circuit and district court system offering judicial monitoring of intensive treatment, supervision, and remediation integral to case disposition. Behavioral health dockets, drug treatment courts, and veterans treatment dockets are authorized pursuant to Code of Virginia § 18.2-254.1, § 18.2-254.2, and § 19.2-254.3, respectively. Under this bill, a conviction of § 18.2-266 (Driving motor vehicle, engine, etc., while intoxicated, etc.; DUI) would not be counted as a conviction for purposes of § 46.2-391(B)(ii), which requires a specific revocation of driving privileges of any person convicted of three offenses of § 18.2-266 within a period of 10 years-- if the offender successfully completes a specialty docket. The bill would also alter the period of administrative license suspension imposed upon a charge of a third of subsequent DUI offense in the event that the charge is deferred pending completion of a specialty docket. If applicable, DMV would still take action on driving privileges under § 46.2-391(A).

Although DMV's ability to accurately maintain the driving record of these individuals will depend upon the receipt of necessary information from the courts, DMV does not anticipate significant implementation challenges associated with the bill. In order to implement the bill, the agency will incur programming costs estimated at \$26,882. The 365 staff hours

required can be accomplished during the normal work schedules for DMV employees, given current workloads.

9. Specific Agency or Political Subdivisions Affected: Department of Motor Vehicles, courts system.

10. Technical Amendment Necessary: No.

11. Other Comments: This bill is a companion to HB1222.