



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2021 Biennium

Bill #	HB0178	Title:	Prohibit texting and driving by minors.
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Primary Sponsor:	Anderson, Fred	Status:	As Introduced
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|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input checked="" type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2020</u> <u>Difference</u>	<u>FY 2021</u> <u>Difference</u>	<u>FY 2022</u> <u>Difference</u>	<u>FY 2023</u> <u>Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Revenue:				
General Fund	\$350	\$350	\$350	\$350
Net Impact-General Fund Balance:	<u>\$350</u>	<u>\$350</u>	<u>\$350</u>	<u>\$350</u>

Description of fiscal impact: This bill would have nominal fiscal impact to the state.

FISCAL ANALYSIS

Assumptions:

Department of Justice

1. The Montana Highway Patrol (MHP) does not currently write citations for cell phone use. Assumptions for this revenue come from an average of 27 crashes involving minor drivers that occurred due to cell phone/electronic communication devices between 2016-2018.
2. The proposed fine for this citation is \$50.00 for a first offense.
3. The MHP assumes, based on 2016-2018 crash data, that 14 citations would be written. This number is 50% of current crashes involving cell phones and minor drivers.
4. Assuming 14 citations and \$50 per citation would be received, the total revenue would be \$700. Of this amount, \$350 would go to the state general fund and \$350 would be distributed to the counties in which the citations were issued.
5. The MHP assumes that additional citations will be written because this would become a primary offense. However, the MHP is not able to quantify the amount of revenue that would be received as a result of the additional citations.

	<u>FY 2020</u> <u>Difference</u>	<u>FY 2021</u> <u>Difference</u>	<u>FY 2022</u> <u>Difference</u>	<u>FY 2023</u> <u>Difference</u>
FTE	0.00	0.00	0.00	0.00
<u>Expenditures:</u>				
Personal Services	\$0	\$0	\$0	\$0
TOTAL Expenditures	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>Funding of Expenditures:</u>				
General Fund (01)	\$350	\$350	\$350	\$350
TOTAL Funding of Exp.	<u>\$350</u>	<u>\$350</u>	<u>\$350</u>	<u>\$350</u>
<u>Revenues:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
TOTAL Revenues	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	(\$350)	(\$350)	(\$350)	(\$350)

Effect on County or Other Local Revenues or Expenditures:

- Revenue would be generated from fines; however, it would be difficult to estimate the number of tickets that will be written, or the fine revenue collected.

Technical Notes:

- Section 1 states that the offense will not be recorded on the minor's driving record. Because of that, law enforcement would not be able to verify the number of previous violations and charge the higher fine mentioned for second or subsequent offenses.

JA
Sponsor's Initials

1/17/19
Date

TL
Budget Director's Initials

1/17/19
Date