



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2027 Biennium

Bill#/Title: HB0267.01: Revise DUI laws related to enacting Bobby's law

Primary Sponsor: Braxton Mitchell Status: As Introduced

☐ Included in the Executive Budget ☒ Needs to be included in HB 2 ☐ Significant Local Gov Impact  
☐ Significant Long-Term Impacts ☐ Technical Concerns ☐ Dedicated Revenue Form Attached

### FISCAL SUMMARY

	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>	<u>FY 2028</u> <u>Difference</u>	<u>FY 2029</u> <u>Difference</u>
<b>Expenditures</b>				
General Fund (01)	\$134,320	\$268,640	\$402,960	\$402,960
<b>Revenues</b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b>Net Impact</b>	<u>(\$134,320)</u>	<u>(\$268,640)</u>	<u>(\$402,960)</u>	<u>(\$402,960)</u>
<b>General Fund Balance</b>				

### Description of fiscal impact

HB 267 creates the crime of Aggravated Vehicular Homicide While Under the Influence. A convicted offender faces a three-year minimum sentence and a 30-year maximum sentence.

### FISCAL ANALYSIS

#### Assumptions

#### Department of Corrections

1. In 2024, there were five convictions for felony vehicular homicide while under the influence. One received a deferred sentence, two receive fully suspended sentences, and two received partially suspended sentences.
2. Under the proposed statute, the department assumes that the three year mandatory minimum would apply, and would result in an additional three incarcerations per year.
3. The department also assumes an additional one incarceration per year as a result of cases that are currently being convicted under a lesser statute.
4. It is assumed that each incarceration will serve a three year sentence.
5. The cost of incarceration is estimated at \$92 per day, or \$33,580 per year.

## Fiscal Analysis Table

## Department of Corrections

	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>	<u>FY 2028</u> <u>Difference</u>	<u>FY 2029</u> <u>Difference</u>
<b><u>Fiscal Impact</u></b>				
<b><u>Expenditures</u></b>				
Operating Expenses	\$134,320	\$268,640	\$402,960	\$402,960
<b>TOTAL Expenditures</b>	<b>\$134,320</b>	<b>\$268,640</b>	<b>\$402,960</b>	<b>\$402,960</b>
<b><u>Funding of Expenditures</u></b>				
General Fund (01)	\$134,320	\$268,640	\$402,960	\$402,960
<b>TOTAL Funding of Expenditures</b>	<b>\$134,320</b>	<b>\$268,640</b>	<b>\$402,960</b>	<b>\$402,960</b>
<b><u>Revenues</u></b>				
<b><u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures)</u></b>				
General Fund (01)	(\$134,320)	(\$268,640)	(\$402,960)	(\$402,960)

B.M.

Sponsor's Initials

2/10/25

Date

RD

Budget Director's Initials

2/10/2025

Date