



**Fiscal Note**  
**H.B. 395**

2024 General Session  
DUI Offense Amendments  
by Eliason, S.



**General, Income Tax, and Uniform School Funds**

JR4-4-101

	Ongoing	One-time	Total
Net GF/ITF/USF (rev.-exp.)	\$(616,800)	\$417,000	\$(199,800)

**State Government**

UCA 36-12-13(2)(c)

Revenues	FY 2024	FY 2025	FY 2026
Total Revenues	\$0	\$0	\$0

Enactment of this legislation likely will not materially impact state revenue.

Expenditures	FY 2024	FY 2025	FY 2026
General Fund	\$0	\$616,800	\$616,800
General Fund, One-time	\$0	\$(417,000)	\$(325,600)
Dept. of Public Safety Rest. Acct.	\$32,500	\$0	\$0
Total Expenditures	\$32,500	\$199,800	\$291,200

Enactment of this legislation could cost the Courts \$108,400 ongoing General Fund beginning in FY 2025 due to the increased time to resolve cases as a result of enhanced criminal penalties from this legislation. Enactment of this legislation could also result in a next increase in costs for the Department of Corrections of \$497,800 ongoing General Fund beginning in FY 2025. This would be due to an additional 2.8 people on average being sentenced to a five year prison term for a total annual cost of \$532,000 rather than being sentence to probation which would be a \$34,200 reduction in costs. These costs would be offset by a one-time General Fund reduction due to ramp up in FY 2025 by \$408,500 and \$319,200 in FY 2026. Enactment of this legislation could also cost the Board of Pardons and Parole \$10,600 ongoing General Fund beginning in FY 2025 to account for additional hearings due to individuals being committed to prison. This would be offset by a one-time General Fund Reduction of \$8,500 in FY 2025 and \$6,400 in FY 2026. Enactment of this legislation could also cost the Department of Public Safety \$32,500 one-time General Fund in FY 2024 to implement changes to the Driver's License programming to account for changes from this legislation.

	FY 2024	FY 2025	FY 2026
<b>Net All Funds</b>	<b>\$(32,500)</b>	<b>\$(199,800)</b>	<b>\$(291,200)</b>

**Local Government**

UCA 36-12-13(2)(c)

Inasmuch as justice court cases take longer to resolve as a result of this legislation, Justice Courts could experience a cost increase. This would amount to approximately \$200 an hour increase in costs per case. Additionally, additional people could serve jail time as a result of this legislation. That would cost local jails approximately \$83 per person per day to house in county jails.

**Individuals & Businesses**

UCA 36-12-13(2)(c)

Enactment of this legislation likely will not result in direct expenditures from tax or fee changes for Utah residents and businesses.

**Regulatory Impact**

UCA 36-12-13(2)(d)

Enactment of this legislation likely will not change the regulatory burden for Utah residents or businesses.

**Performance Evaluation**

JR1-4-601

This bill does not create a new program or significantly expand an existing program.

**Notes on Notes**

Fiscal notes estimate the direct costs or revenues of enacting a bill. The Legislature uses them to balance the budget. They do not measure a bill's benefits or non-fiscal impacts like opportunity costs, wait times, or inconvenience. A fiscal note is not an appropriation. The Legislature decides appropriations separately.