



# HOUSE COMMITTEE ON APPROPRIATIONS

## FISCAL NOTE

HOUSE BILL NO. 1646

PRINTERS NO. 2466

PRIME SPONSOR: B. Miller

### COST / (SAVINGS)

FUND	FY 2017/18	FY 2018/19
Motor License Fund	\$0	\$0
Judicial Computer System Augmentation Account	See "Fiscal Impact"	See "Fiscal Impact"

**SUMMARY:** Amends Title 75 (Vehicle Code) to define "vulnerable highway user" and increases the penalty for careless driving resulting in the death, serious bodily injury, or bodily injury of a vulnerable highway user. This legislation would take effect in 120 days.

**ANALYSIS:** This legislation amends section 102 (relating to definitions) of the Vehicle Code to define "vulnerable highway user" as a pedestrian or a person on roller skates, inline skates, a skateboard, motor-driven cycle, motorcycle, pedalcycle, motorized pedalcycle, pedalcycle with electric assist, an animal, an animal drawn vehicle, a farm vehicle or a wheelchair.

Section 1532 (relating to suspension of operating privilege) is amended to include the following new provisions to the list of offenses that carries a suspension of a driver's operating privileges, if convicted:

- Careless driving resulting in the death involving a vulnerable highway user would result in a one-year suspension.
- Careless driving resulting in the serious bodily injury to a vulnerable highway user would result in a six-month suspension.
- Careless driving resulting in bodily injury to a vulnerable highway user would result in a three-month suspension.

Section 3714 (relating to careless driving) is amended to add separate offenses and penalties for careless driving resulting in the death, serious bodily injury, or bodily injury involving a vulnerable highway user. The offenses and penalties are as follows:

- If the person who violates this section causes the death of a vulnerable highway user as a result of the violation, the person shall, upon conviction, be sentenced to pay a fine of not more than \$10,000.
- If the person who violates this section causes the serious bodily injury of a vulnerable highway user as a result of the violation, the person shall, upon conviction, be sentenced to pay a fine of not more than \$5,000.
- If the person who violates this section causes the bodily injury of a vulnerable highway user as a result of the violation, the person shall, upon conviction, be sentenced to pay a fine of not more than \$1,000.

**FISCAL IMPACT:** This legislation could result in some additional revenue for the Judicial Computer System Augmentation Account as higher fines would be established for violations against the newly defined “vulnerable highway user”. Any such estimate of this revenue is indeterminable at this point.

This legislation would have no adverse fiscal impact on the Motor License Fund.

**PREPARED BY:** Tim Rodrigo  
House Appropriations Committee (R)

**DATE:** October 2, 2017

*Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.*