



*Colorado Legislative Council Staff Fiscal Note*  
**STATE and LOCAL  
 FISCAL IMPACT**

**Drafting Number:** LLS 11-0470

**Date:** January 12, 2011

**Prime Sponsor(s):** Sen. Jahn

**Bill Status:** Senate Transportation

**Fiscal Analyst:** Kurtis Morrison (303-866-3140)

**TITLE:** CONCERNING THE USE OF A VIDEO DISPLAY WHILE DRIVING A MOTOR VEHICLE.

<b>Fiscal Impact Summary</b>	<b>FY 2011-2012</b>	<b>FY 2012-2013</b>
<b>State Revenue</b>		
Multiple Cash Funds	< \$5,000	< \$5,000
<b>State Expenditures</b>		
<b>FTE Position Change</b>		
<b>Effective Date:</b> July 1, 2011.		
<b>Appropriation Summary for FY 2011-2012:</b> None.		
<b>Local Government Impact:</b> See Local Government Impact section.		

**Summary of Legislation**

Under current law drivers are prohibited from operating a motor vehicle with a television, screen, or other means of receiving a television broadcast that is either located in the motor vehicle ahead of the back of the driver's seat or is visible to the driver while driving.

This bill prohibits driving a motor vehicle with a video display visible to the driver, and eliminates restrictions preventing such devices from being ahead of the driver's seat provided they are not visible to the driver. The bill also provides that computers, data terminals, and similar devices are not restricted to being viewed by the driver, so long as such devices are not used to display visual entertainment to the driver. Violations are a class A traffic infraction, punishable by a \$35 penalty and a \$10 surcharge.

**State Revenue**

**The bill may increase state cash fund revenue by less than \$5,000 in FY 2011-12 and each fiscal year thereafter.** Violations incur a \$35 penalty, credited to the Highway Users Tax Fund (HUTF), and a \$10 surcharge, credited equally to the Crime Victim Compensation Fund and the Victims and Witnesses Assistance and Law Enforcement Fund.

The bill eliminates restrictions preventing the use of a television viewer or similar device at any point in a motor vehicle forward of the back of the driver's seat; thereby permitting front seat viewing devices that are not visible to the driver. As such, this analysis assumes that the bill may result in law enforcement authorities issuing additional driver obstruction violations per year, resulting in no more than \$5,000 in new cash fund revenue.

### **Local Government Impact**

**The bill may increase local government HUTF revenue by a minimal amount in FY 2011-12 and FY 2012-13.** HUTF revenue generated by penalty assessments is distributed to the State Highway Fund (65%), counties (26%), and cities (9%) for transportation purposes. Dependent upon increased violations for driver obstructions, the bill may result in a minor increase in county and city HUTF revenue distributions.

### **Departments Contacted**

Public Safety                  Revenue