

Department of Fiscal Services  
Maryland General Assembly

FISCAL NOTE

Senate Bill 374 (Senator Baker)  
Judicial Proceedings

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**Court Ordered Alcohol Restriction - Penalties**

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This bill increases the penalty for driving or attempting to drive a motor vehicle in violation of an alcohol restriction. Under current law, the penalty for this violation is a maximum fine of \$500 whether the restriction is ordered by the Motor Vehicle Administration or a court. This bill adds the potential for two months imprisonment if the restriction was ordered by a court.

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**Fiscal Summary**

**State Effect:** None. The bill does not substantively change State activities or operations.

**Local Effect:** Potential indeterminate increase in expenditures due to the bill's penalty provision.

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**Fiscal Analysis**

**Local Expenditures:** Expenditures could increase as a result of the bill's incarceration penalty depending upon the number of convictions and sentences imposed. Counties pay the full cost of incarceration for the first 90 days of the sentence. As this bill has a two-month maximum penalty, violators would be sentenced to local detention centers. Per diem operating costs of local detention facilities are expected to range from \$22 to \$108 per inmate in fiscal 1997. In fiscal 1995 there were 412 violations of court-ordered alcohol restrictions processed by the District Court.

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**Information Source(s):** Judiciary (Administrative Office of the Courts, District Court of Maryland), Department of Transportation, Department of Fiscal Services

**Fiscal Note History:** First Reader - February 5, 1996

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