

FISCAL NOTE

	FY 2020	FY 2021	FY 2022
NON-ADMINISTRATIVE IMPACT			
Anticipated Revenue (decrease)			
HIGHWAY FUND	(\$9,514,605)	(\$19,029,210)	(\$19,029,210)

Source of revenue decrease:

States must comply with the Commercial Driver's License (CDL) requirements mandated under 49 U.S.C. § 31311 or risk losing highway funding. If Wyoming does not comply with Federal CDL requirements, per 49 U.S.C. § 31311:

GENERAL. – To avoid having amounts withheld from apportionment under section 31314 of this title, a State shall comply with the following requirements:

1. The State shall adopt and carry out a program for testing and ensuring the fitness of individuals to operate commercial motor vehicles consistent with the minimum standards prescribed by the Secretary of Transportation under section 31305(a) of this title.
2. The State may issue a commercial driver's license to an individual only if the individual passes written and driving tests for the operation of a commercial motor vehicle that comply with the minimum standards.
3. The State shall have in effect and enforce a law providing that an individual with a blood alcohol concentration level at or above the level established by section 31310(a) of this title when operating a commercial motor vehicle is deemed to be driving under the influence of alcohol.
4. The State shall authorize an individual to operate a commercial motor vehicle only by issuing a commercial driver's license.

The penalty established under Section 31314 is enforced by withholding up to 4 percent of 23 U.S.C. § 104(b)(1) and (2), which are National Highway Performance Program funds and Surface Transportation Block Grant program funds for the first instance of noncompliance, and not more than 8 percent of such funds for subsequent instances of noncompliance.

Assumptions:

Revenue decreases are calculated using 2019 funding levels which show a 4 percent reduction for FY 2020, and an 8 percent reduction for FY 2021 and FY2022. Future year decreases would be based on that years funding level.

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