

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6631**

**BILL NUMBER: SB 145**

**NOTE PREPARED: Jan 28, 2010**

**BILL AMENDED:**

**SUBJECT:** Fire Department and Law Enforcement Service Fees.

**FIRST AUTHOR:** Sen. Paul

**FIRST SPONSOR:**

**BILL STATUS:** CR Adopted - 1<sup>st</sup> House

**FUNDS AFFECTED:** \_\_\_ **GENERAL**  
                          \_\_\_ **DEDICATED**  
                          \_\_\_ **FEDERAL**

**IMPACT:** Local

**Summary of Legislation:** The bill prohibits a township, a municipality, or the fire departments of these units (excluding a volunteer fire department) from imposing, collecting, or entering into a contract for the collection of an accident response service fee from: (1) the driver of a motor vehicle; or (2) any other person; involved in a motor vehicle accident. (Current law prohibits a political subdivision or local law enforcement agency from collecting an accident response fee.)

The bill prohibits a township, a municipality, or the local law enforcement agency or fire department (excluding a volunteer fire department) of these units from imposing or collecting, or entering into a contract for the collection of, a response fee for: (1) responding to a fire or hazardous material emergency; or (2) containing, controlling, or cleaning up a fire or hazardous material emergency.

**Effective Date:** July 1, 2010.

**Explanation of State Expenditures:**

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** *Summary:* The impact of this provision would be confined to any township, municipality, local law enforcement agency, or paid fire department that currently charges response fees to certain accidents and HAZMAT fires and cleanup. The bill would not allow these entities to charge a response fee in the future. The number of law enforcement agencies or fire departments that are currently charging response fees is currently unknown.

Background- The FBI *Uniform Crime Reports* for 2008 states that there are 222 law enforcement agencies in Indiana. The United States Fire Administration (USFA) reports that there are 760 fire departments in Indiana. Of that amount, 574 are 100% volunteer departments.

**Explanation of Local Revenues:**

**State Agencies Affected:**

**Local Agencies Affected:** Townships, municipalities, local law enforcement agencies, and paid fire departments.

**Information Sources:** FBI, *Uniform Crime Reports 2008*; United States Fire Administration, National Fire Department Census Database.

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