

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3525-01  
Bill No.: HB 1109  
Subject: Children and Minors; Roads and Highways; Transportation  
Type: Original  
Date: February 17, 2004

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

### FISCAL ANALYSIS

#### ASSUMPTION

Officials from the **Department of Transportation, Department of Corrections, Department of Revenue, Department of Public Safety – Missouri State Highway Patrol, Department of Insurance,** and the **Office of State Public Defender** assume the proposed legislation would have no fiscal impact on their agencies.

Officials from the **Office of State Courts Administrator** assume the proposed legislation would have no fiscal impact on the courts.

Officials from the **Department of Mental Health** assume the proposed legislation to require only individuals under the age of 21 to wear protective headgear would not result in an increase in the number of persons served by the Division of Mental Retardation and Developmental Disabilities because persons who are over the age of 22 when they obtain a head injury are not eligible for Division services.

In response to an identical proposal from a previous session, officials from the **Office of Prosecution Services** assumed the proposed legislation would have no fiscal impact on prosecutors.

ASSUMPTION (continued)

Officials from the **Department of Health and Senior Services (DHSS)** assume 130 additional motorists over age 20 will be involved in a crash each year and receive head injuries, of which nine (9) will need extended care or rehabilitation and have no insurance or Medicare/Medicaid. The DHSS estimates the average cost per client served by the DHSS Bureau of Special Health Care Needs to be \$7,000 per year. Therefore, DHSS estimates the cost of the proposal to be \$63,000 (9 clients x \$7,000 per year) annually.

**Oversight** assumes nothing in the statute or regulation requires the DHSS to include these individuals in its Head Injury Program.

Officials from the **Department of Social Services (DOS) – Division of Medical Services** assume there will be an estimated nine (9) uninsured head injury cases due to the elimination of the helmet law for persons age 21 and over. If these individuals qualify for Medicaid as permanently and totally disabled (PTD) clients, the annual cost to the program could range from \$0 to \$395,946 (estimate of the head injury cases is provided to the DOS by the Department of Health and Senior Services). This cost estimate is based on the hospital charges, rehabilitation, and on-going medical costs. DOS estimates the total cost in FY 05 to be \$329,955 (\$128,188 General Revenue and \$201,767 Federal Funds); the total cost in FY 06 to be \$413,764 (\$160,747 General Revenue and \$252,997 Federal Funds); and the total cost in FY 07 to be \$432,383 (\$167,981 General Revenue and \$264,402 Federal Funds).

**Oversight** assumes as a result of this proposal, some people over 21 would choose not to wear protective headgear. Accordingly, there may be an increase in injuries or the severity of injuries to motorcyclists not wearing protective headgear which may **indirectly** result in increased costs to the state. Oversight assumes no **direct** fiscal impact to state and local governments from the protective headgear exemption part of this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Local Government

FY 2005  
(10 Mo.)

FY 2006

FY 2007

\$0

\$0

\$0

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

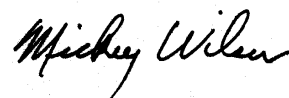
DESCRIPTION

The proposed legislation would require only persons under 21 years of age to wear protective headgear when operating or riding as a passenger on any motorcycle or motortricycle. Currently, all motorcyclists are required to wear protective headgear.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of State Courts Administrator  
Department of Transportation  
Department of Mental Health  
Department of Corrections  
Department of Health and Senior Services  
Department of Revenue  
Department of Social Services  
Department of Insurance  
Department of Public Safety  
– Missouri State Highway Patrol  
Office of Prosecution Services  
Office of State Public Defender



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February 17, 2004

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