

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3869-01  
Bill No.: HB 1259  
Subject: Administrative Law; Motor Vehicles; Revenue Dept.  
Type: Original  
Date: February 16, 2004

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**FISCAL SUMMARY**

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

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

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 3 pages.

| ESTIMATED NET EFFECT ON FEDERAL FUNDS                                 |            |            |            |
|---|------------|------------|------------|
| FUND AFFECTED   | FY 2005    | FY 2006    | FY 2007    |
|   |            |            |            |
|   |            |            |            |
| <b>Total Estimated<br/>Net Effect on <u>All</u><br/>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 with the **Office of State Courts Administrator, Department of Public Safety, Department of Revenue (DOR), and State Public Defender's Office** assume this proposal would have no fiscal impact on their agency.

Officials with the **Office of Administration (OA) – Administrative Hearing Commission (AHC)** assume this proposal could have fiscal impact on their agency. In FY03, DOR sent out letters giving 449 licensees an opportunity for hearing, though holding only 30 hearings. If DOR sought discipline in 449 cases, AHC would need to add one FTE attorney to process the cases. AHC assumes that this estimate is at the high-end of the range of possible hearings. **Oversight** assumes that AHC could handle the anticipated number of appeals with existing personnel and resources. However, if the number the complaints files with AHC reaches a high level, AHC would have to request additional personnel through the appropriation process.

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

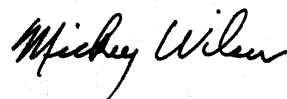
DESCRIPTION

This proposal gives car dealers or manufacturers the right to file a complaint with the Administrative Hearing Commission (AHC) if the Department of Revenue (DOR) refuses to issue or renew their license.

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 Public Safety  
Department of Revenue  
State Public Defender's Office  
Office of Administration – Administrative Hearing Commission



Mickey Wilson, CPA  
Director  
February 16, 2004