

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4278-01  
Bill No.: HB 1303  
Subject: Motor Vehicles; Roads and Highways; Transportation Dept.  
Type: Original  
Date: March 6, 2006

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
General Revenue	(\$192,721)	(\$169,091)	(\$172,918)
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>(\$192,721)</b>	<b>(\$169,091)</b>	<b>(\$172,918)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
Highway	\$141,703	\$188,940	\$188,940
Motorcycle Safety Trust Fund*	Unknown	Unknown	Unknown
<b>Total Estimated Net Effect on <u>Other</u> State Funds*</b>	<b>\$141,703 to Unknown</b>	<b>\$188,940 to Unknown</b>	<b>\$188,940 to Unknown</b>

\* Expected to exceed \$100,000 per fiscal year  
Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
<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 2007	FY 2008	FY 2009
<b>Local Government</b>	<b>\$47,235</b>	<b>\$62,980</b>	<b>\$62,980</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Public Safety – Missouri State Highway Patrol** 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 (CTS)** assume, because of the increased penalties, some cases may become protracted. CTS would not expect the total number of cases to be great enough to impact the budget of the judiciary.

Officials from the **Department of Transportation (MoDOT)** assume the proposed legislation would have no fiscal impact on their agency.

Officials from the **Department of Revenue (DOR)** assume the proposal creates a thirty-day court ordered driver license suspension for a person who has caused physical injury by failing to yield right-of-way or careless and imprudent driving in a posted area of construction or major

ASSUMPTION (continued)

maintenance. The proposal also creates a ninety-day court ordered driver license suspension for a person who has caused serious physical injury by failing to yield right-of-way or careless and imprudent driving in a posted area of construction or major maintenance. In addition, the proposal creates a six-month court ordered driver license suspension for a person who has caused a fatality by failing to yield right-of-way or careless and imprudent driving in a posted area of construction or major maintenance. Each of these actions would require systems programming to the Missouri Driver License System (MODL) and additional resources for processing the documents.

The DOR's Division of Motor Vehicle and Drivers Licensing assumes the proposal will require program modifications to be made to the MODL driver licensing system in order to create three new suspension types, modify the suspension update program, create three new notices of loss, and create new action entry and inquiry screens. These program modifications will also require testing before implementation. The estimated cost is \$24,403 in overtime and \$5,849 testing cost.

The DOR's Driver and Vehicle Services Bureau (DVSB) assumes the legislation will produce an estimated 15,455 court ordered suspensions per year (based on figures obtained from the Missouri State Highway Patrol). These suspensions will create the need for 3.5 FTE Revenue Licensing Technicians I (each at \$22,992 per year).

The DVSB will incur forms cost of \$688.10 due to producing notice of suspensions, reinstatement letters, and responding to correspondence, envelope costs of \$1,418, and a postage cost of \$13,116.20 for FY 07.

Finally, the DOR assumes a \$20 reinstatement fee will be assessed on these suspensions, resulting in an estimated increase in revenues of \$188,937 for FY 07.

The Missouri State Highway Patrol reported 9,645 failure-to-yield accidents with injuries and 131 failure-to-yield accidents with fatalities. **Oversight** assumes the number of failure-to-yield accidents will vary from year to year. Therefore, Oversight assumes the fiscal impact to be unknown. Oversight expects the revenue generated from surcharges to exceed \$100,000 per fiscal year.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
<b>GENERAL REVENUE</b>			
<u>Costs</u> – Department of Revenue			
Personal Service (3 FTE)	(\$78,556)	(\$96,624)	(\$99,039)
Fringe Benefits	(\$34,612)	(\$42,573)	(\$43,637)
Equipment and Expense	(\$79,553)	(\$29,894)	(\$30,242)
<u>Total Costs</u> – Department of Revenue	<u>(\$192,721)</u>	<u>(\$169,091)</u>	<u>(\$172,918)</u>
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE</b>	<b><u>(\$192,721)</u></b>	<b><u>(\$169,091)</u></b>	<b><u>(\$172,918)</u></b>
<b>HIGHWAY FUNDS</b>			
<u>Revenues</u> – Department of Revenue			
Reinstatement fee	<u>\$141,703</u>	<u>\$188,940</u>	<u>\$188,940</u>
<b>ESTIMATED NET EFFECT ON HIGHWAY FUNDS</b>	<b><u>\$141,703</u></b>	<b><u>\$188,940</u></b>	<b><u>\$188,940</u></b>
<b>MOTORCYCLE SAFETY TRUST FUND</b>			
<u>Transfers In</u> – Counties	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
From Surcharges			
<b>ESTIMATED NET EFFECT ON MOTORCYCLE SAFETY TRUST FUND</b>	<b><u>Unknown</u></b>	<b><u>Unknown</u></b>	<b><u>Unknown</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
<b>POLITICAL SUBDIVISIONS</b>			
<u>Revenues</u> – Counties			
Reinstatement fees	\$18,894	\$25,192	\$25,192
<u>Revenues</u> – Cities			
Reinstatement fees	\$28,341	\$37,788	\$37,788
<u>Revenues</u> – Counties			
Surcharges	Unknown	Unknown	Unknown
<u>Transfers Out</u> – Counties			
To State Motorcycle Safety Trust Fund	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
<b>ESTIMATED NET EFFECT ON POLITICAL SUBDIVISIONS</b>	<b><u>\$47,235</u></b>	<b><u>\$62,980</u></b>	<b><u>\$62,980</u></b>
<u>FISCAL IMPACT - Small Business</u>			

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

#### DESCRIPTION

This bill imposes an additional fine and a driver's license suspension for failing to yield the right-of-way when the violation results in physical injury, serious physical injury, or death to a person. The additional fines will be deposited into the Motorcycle Safety Trust Fund.

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

Department of Public Safety – Missouri State Highway Patrol  
Office of the State Courts Administrator  
Department of Transportation  
Department of Revenue

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA  
Director  
March 6, 2006