

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0883-01
Bill No.: HB 224
Subject: Crimes and Punishment: Licenses - Driver's; Revenue Dept
Type: Original
Date: February 6, 2007

Bill Summary: Restricts driver's licenses of convicted sex offenders to a one-year duration and provides that licenses may be revoked if the offender fails to register as required by statute.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
General Revenue	(\$6,000)	\$0	\$0
Total Estimated Net Effect on General Revenue Fund	(\$6,000)	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
Highway Fund	Will not exceed \$75,000	Will not exceed \$75,000	Will not exceed \$75,000
Total Estimated Net Effect on <u>Other</u> State Funds	Will not exceed \$75,000	Will not exceed \$75,000	Will not exceed \$75,000

Numbers within parentheses: () indicate costs or losses. This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☐ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
Local Government	Will not exceed \$25,000	Will not exceed \$25,000	Will not exceed \$25,000

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Revenue**, and the **Department of Public Safety - Missouri State Highway Patrol** state this proposed legislation will have no fiscal impact on their respective agencies.

Officials from the **Office of Secretary of State (SOS)** assume many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact to the SOS office for Administrative Rules is less than \$2,500. The SOS recognizes this is a small amount and does not expect additional funding would be required to meet these costs. However, SOS also recognizes that many such bills may be passed in a given year and that collectively the costs may be in excess of what the SOS can sustain with their core budget. Any additional required funding would be handled through the budget process.

Officials from the **Department of Corrections (DOC)** state that failure to comply with the stipulations outlined in this proposal may cause probation or parole to be revoked, which could have cost potential. DOC assumes these costs will be \$0 or minimal that may be absorbed with existing resources.

Officials from the **Department of Revenue (DOR)** state their agency will need to prepare policies and procedures for denying issuance of a license if the person does not comply. This will have a minimal impact to DOR and can be implemented with existing resources.

DOR officials state that the **Office of Administration Information Technology (ITSD DOR)** estimates that this legislation could be implemented utilizing existing resources of 1 existing CIT III for 2 months at a rate of \$4,186. However, if priorities shift and additional FTE/overtime would be needed to implement, the cost will be approximately \$8,372. They plan to use existing resources to implement this legislation.

OA would also need to obtain a consultant contractor for 60 hours at \$100 hour rate = \$6,000. The contractor is used to update the programs at the license bureau sites to be compatible with the Missouri State Highway Patrol data base to determine which applicants are subject to the provisions of this proposal.

Oversight assumes revenue would be generated due to the requirement that registered sex
ASSUMPTION (continued)

offenders must renew their license annually. DOR officials state that according to information obtained from the Missouri State Highway Patrol, the current list of registered sex offenders contains approximately 11,000 persons. It is estimated approximately 144 persons would be added to the registry quarterly. It is unknown how many applicants are non-compliant at this time and would be denied driving privileges, as Highway Patrol is not able to provide this information at this time. **Oversight** will assume, for fiscal note purposes, that even if all offenders were in compliance and renewed licenses annually, that revenue from fees would not exceed \$100,000 in any given year covered in the scope of this fiscal note.

<u>FISCAL IMPACT - State Government</u>	FY 2008 (10 Mo.)	FY 2009	FY 2010
GENERAL REVENUE			
<u>Cost</u> - Department of Revenue - OA-IT - Contractor Programming Costs (\$302.177)	<u>(\$6,000)</u>	<u>\$0</u>	<u>\$0</u>
EXPECTED NET EFFECT ON GENERAL REVENUE	<u>(\$6,000)</u>	<u>\$0</u>	<u>\$0</u>
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HIGHWAY FUND			
<u>Income</u> - Department of Revenue - Driver's License Fees (\$302.177)	Will not exceed <u>\$75,000</u>	Will not exceed <u>\$75,000</u>	Will not exceed <u>\$75,000</u>
ESTIMATED NET EFFECT ON HIGHWAY FUND	<u>Will not exceed \$75,000</u>	<u>Will not exceed \$75,000</u>	<u>Will not exceed \$75,000</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2008 (10 Mo.)	FY 2009	FY 2010
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POLITICAL SUBDIVISIONS

Income - Driver's License Fees
(§302.177)

Will not exceed	Will not exceed	Will not exceed
<u>\$25,000</u>	<u>\$25,000</u>	<u>\$25,000</u>

ESTIMATED NET EFFECT ON POLITICAL SUBDIVISIONS

<u>Will not exceed</u>	<u>Will not exceed</u>	<u>Will not exceed</u>
<u>\$25,000</u>	<u>\$25,000</u>	<u>\$25,000</u>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

§ 302.177

This proposed legislation restricts the driver's license of a convicted sexual offender to one year unless the license is issued for a shorter period of time due to other requirements of law. The fee for the one-year license will be \$7.50.

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

LMD:LR:OD (12/02)

L.R. No. 0883-01
Bill No. HB 224
Page 6 of 6
February 6, 2007

Department of Revenue
Department of Corrections
Department of Public Safety
Missouri State Highway Patrol
Office of Secretary of State
Administrative Rules Division

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

Mickey Wilson, CPA
Director
February 6, 2007