

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4344-01
Bill No.: HB 1641
Subject: Licenses -Driver's; Revenue Department
Type: Original
Date: April 7, 2008

Bill Summary: Repeals the portion of §302.341, RSMo, that relates to driver's license suspensions for failure to appear on moving traffic violations

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
General Revenue	\$0	\$127,125	\$0
Total Estimated Net Effect on General Revenue Fund	\$0	\$127,125	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Highway Fund	\$0	(\$656,985)	(\$656,985)
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	(\$656,985)	(\$656,985)

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

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
General Revenue	0	(3 FTE)	0
Total Estimated Net Effect on FTE	0	(3 FTE)	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 2009	FY 2010	FY 2011
Local Government	\$0	(\$218,995)	(\$218,995)

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator** state this proposal has no fiscal impact on the Courts.

Officials from the **Department of Public Safety - Office of the Director** and the **Missouri State Highway Patrol** state this proposal will have no fiscal impact on their agency.

According to the **Department of Revenue (DOR)**, this proposed legislation eliminates all reference to §302.341 from §302.303, 302.341, and 476.385. This will eliminate the ability for the courts to suspend a persons driving privilege/license if the person is a Missouri resident and fails to appear or pay for a traffic conviction in court. Currently the court notifies the person of the outstanding ticket at least 30 days prior to notification to the Driver License Bureau to suspend their driving privilege/license.

In FY 2007 a total of 70,414 instate Failure to Appear or Pay (FACT) suspensions were generated and a total of 43,799 reinstatements /terminations were processed.

Currently, DOR utilizes three Revenue II Techs to process all FACT suspensions and reinstatements which include editing, keying, faxing, answering phones etc. This proposal eliminates the need for these three FTE. Salaries and benefits total \$127,125.

DOR assumes this proposal does not address the existing FACT suspension/reinstatements already processed as shown on Missouri records. DOR assumes that these existing suspension/reinstatements would remain on the record and compliance and fees would be required for reinstatement. Therefore, DOR will not incur a loss of revenue until FY 2010 and 2011. DOR will also continue to use the three Revenue II Techs for FY 2009 to complete processing FACT suspensions already in process.

$$43,799 \times \$20 \text{ (reinstatement fee)} = \$875,980$$

The revenue loss is distributed as follows:

FY 2010 and FY 2011

Highway funds	$\$875,980 \times 75\% = \$656,985$
Cities	$\$875,980 \times 15\% = \$131,397$
Counties	$\$875,980 \times 10\% = \$ 87,598$

LMD:LR:OD (12/02)

ASSUMPTION (continued)

Officials from **St Louis County** government state this proposal will have no fiscal impact on their county.

Officials from the Office of Prosecution Services did not respond to a request for fiscal note.

<u>FISCAL IMPACT - State Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
GENERAL REVENUE			
<u>Savings</u> - Department of Revenue - Personal Services no longer needed			
Personal Services (3 FTE)	\$0	\$88,146	\$0
Benefits	<u>\$0</u>	<u>\$38,979</u>	<u>\$0</u>
	\$0	\$127,125	\$0
ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>\$0</u>	<u>\$127,125</u>	<u>\$0</u>
Estimated Net Effect on FTE for General Revenue	0 FTE	(3 FTE)	0 FTE
HIGHWAY FUND			
<u>Loss</u> - Department of Revenue - Reinstatement fees	<u>\$0</u>	<u>(\$656,985)</u>	<u>(\$656,985)</u>
ESTIMATED NET EFFECT ON HIGHWAY FUND	<u>\$0</u>	<u>(\$656,985)</u>	<u>(\$656,985)</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
LOCAL POLITICAL SUBDIVISIONS			
<u>Loss</u> - Counties - Reinstatement fees	\$0	(\$87,598)	(\$87,598)
<u>Loss</u> - Cities - Reinstatement fees	<u>\$0</u>	<u>(\$131,397)</u>	<u>(\$131,397)</u>
NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS	<u>\$0</u>	<u>(\$218,995)</u>	<u>(\$218,995)</u>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

This proposed legislation repeals the requirement that the Director of the Department of Revenue, upon order of the court, suspend the driver's license of any individual who fails to appear and dispose of any moving traffic violation charge.

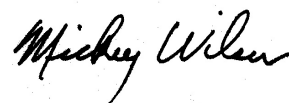
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Revenue
Department of Public Safety
 Office of the Director
 Missouri State Highway Patrol
Office of State Courts Administrator
St Louis County

NOT RESPONDING

Office of Prosecution Services



L.R. No. 4344-01
Bill No. HB 1641
Page 6 of 6
April 7, 2008

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Director
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