

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5199-01
Bill No.: HB 1565
Subject: Motor Vehicles; Fees; Transportation; Telecommunications
Type: Original
Date: February 17, 2014

Bill Summary: This proposal establishes the Fair Fare Passenger Safety Act of 2014 which prohibits any person operating a motor vehicle for compensation and transporting passengers from using a hand-held wireless communications device.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Highway Fund	Unknown	Unknown	Unknown
Total Estimated Net Effect on <u>Other</u> State Funds	Unknown	Unknown	Unknown

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

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
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 2015	FY 2016	FY 2017
Local Government	Unknown	Unknown	Unknown

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety - Missouri Highway Patrol** and the **Office of the State Courts Administrator** each assume the proposal will have no fiscal impact on their respective organizations.

In response to a similar proposal from 2012 (HB 1334), officials from the **Department of Transportation** assumed the proposal would have no fiscal impact on their organization.

Officials from the **Department of Revenue (DOR)** assume this legislation prohibits anyone operating a moving motor vehicle who is receiving compensation for the transportation of one or more passengers from using a hand-held device to send, write, or read a text message or make or take part in a telephone call.

Administrative Impact

The new law will result in an unknown increase in convictions. The increase in convictions will also increase the number of point warning and suspension/revocation notices issued for accumulation of points.

There are no statistics to determine how many additional conviction(s) the Department may be required to process; however, one FTE processes 320 convictions per day. The Department assumes that a minimum of one FTE (Revenue Processing Tech) will be needed to process the additional convictions resulting from these violations. If the volume of convictions received for processing exceeds 320 per day, then additional FTE will required and will be requested through the appropriation process.

There are no statistics to determine the volume of telephone calls that may be received; however currently a Telephone Information Operator (Revenue Processing Tech) is required to handle 100 calls per day. The Department assumes that a minimum of one FTE will be needed to answer the additional phone calls. If the calls received for these convictions exceed 100 calls per day, then additional FTE will be required and will be requested through the appropriation process.

ASSUMPTION (continued)

FY '15

- Requires programming and testing of the Missouri Driver License System (MODL) for a new conviction code for operating a motor vehicle with hand-held device.
- Requires updates to procedures, correspondence letters, website and training of staff.
- OA-ITSD will need to create a new MODL conviction code for a hand-held device.

Administrative Analyst I - 40 hours @ \$25 (1 ½) per hour =	\$1,000
Management Analyst Spec II - 40 hours @ \$23 per hour =	\$920
Update web page - Administrative Analyst III - 10 hrs @ \$23 =	\$230
Update forms - Management Analysis Spec I - 40 hrs @ \$21 =	\$840
Update procedures - Management Analysis Spec I - 40 hrs @ \$21 =	\$840
IT cost - 40 hours @ \$27.30 an hour =	<u>\$1,092</u>
Total =	\$4,922

Oversight assumes DOR is provided with core funding to handle a certain amount of activity each year. Oversight assumes DOR could absorb the costs related to this proposal. If multiple bills pass which require additional staffing and duties at substantial costs, DOR could request funding through the appropriation process.

Revenue Impact

Reinstatement fees collected are unknown. Fees collected will be distributed 75% Highway Funds, 15% Cities, and 10% Counties.

Since it is unknown how many additional convictions the proposal will result in, **Oversight** will assume a positive unknown increase in revenue to the Highway Fund, Cities and Counties.

<u>FISCAL IMPACT - State Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
HIGHWAY FUND			
<u>Revenue - Reinstatement fees (75%)</u>	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
ESTIMATED NET EFFECT TO THE HIGHWAY FUND	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
LOCAL POLITICAL SUBDIVISIONS			
<u>Revenue</u> - Cities Reinstatement fees (15%)	Unknown	Unknown	Unknown
<u>Revenue</u> - Counties Reinstatement fees (10%)	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
ESTIMATED NET EFFECT TO THE LOCAL POLITICAL SUBDIVISIONS	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

This proposal establishes the Fair Fare Passenger Safety Act of 2013 which prohibits any person operating a motor vehicle for compensation and transporting passengers from using a hand-held wireless communications device.

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 State Courts Administrator
Department of Transportation

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

Mickey Wilson, CPA
Director
February 17, 2014

Ross Strobe
Assistant Director
February 17, 2014