

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0216-01
Bill No.: HB 137
Subject: Property, Real and Personal; Law Enforcement Officers and Agencies; Motor Vehicles
Type: Original
Date: December 20, 2016

Bill Summary: This proposal specifies that abandoned property reports required to be signed by law enforcement must be signed by a patrol officer employed by the Missouri State Highway Patrol.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any Of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials at the **Department of Revenue (DOR)** assume the following regarding this proposal:

Section 304.156

Provides that upon application for a lien title the lien holder in possession is liable for any damage occurring to the abandoned property. No impact to MVB.

Section 304.157

Provides that an abandoned property report shall be signed by a patrol officer employed by the Missouri State Highway Patrol.

Any local government agency authorizing a tow shall report the tow to the local law enforcement agency and the Missouri State Highway Patrol.

For abandoned property left unattended on private property or a towing company storage lot, the Missouri State Highway Patrol is to be notified.

Administrative Impact

Motor Vehicle Bureau

- Procedures will need to be revised by a Management Analyst Specialist I requiring 40 hours at a cost of \$890 in FY 2018.
- The Abandoned Property Manual will need to be revised. This will require 40 hours for a Management Analyst Specialist I, at a cost of \$890 in FY 2018.
- The Abandoned Property Report (DOR-4669) will need to be revised. This will require 40 hours for a Management Analyst Specialist I, at a cost of \$890 in FY 2018.

In summary, DOR assumes a cost of \$2,670 (\$890 + \$890 + \$890) in FY 2018.

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.

ASSUMPTION (continued)

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

<u>FISCAL IMPACT - State Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
	<u>\$0</u>	<u>\$0</u>	<u>\$0</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 specifies that when a lienholder makes application to the Department of Revenue for a certificate of title for abandoned property, the lienholder becomes liable for any damage occurring to the property. The proposal also requires specified abandoned property reports to be signed by a State Highway Patrol officer. Local governments shall report their towing of a vehicle under Section 304.157, RSMo, to the State Highway Patrol.

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 Transportation
Department of Public Safety - Missouri Highway Patrol
Office of the State Public Defender
Office of the State Courts Administrator
Office of Prosecution Services



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Director
December 20, 2016

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