

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1122-01
Bill No.: HB 888
Subject: Law Enforcement Officers and Agencies; Transportation; Roads and Highways
Type: Original
Date: April 26, 2019

Bill Summary: This proposal allows law enforcement officers to enforce the seat belt law as a stand-alone offense.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
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 2020	FY 2021	FY 2022
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
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 2020	FY 2021	FY 2022
Local Government	Could exceed \$100,000	Could exceed \$100,000	Could exceed \$100,000

FISCAL ANALYSIS

ASSUMPTION

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

Oversight notes that the agencies mentioned above have stated the proposal would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note for these agencies.

Officials from the **St. Louis County Police Department, St. Louis County Department of Justice Services and Springfield Police Department** each assume the proposal will have no fiscal impact on their respective organizations.

Oversight notes that the agencies mentioned above have stated the proposal would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note for these agencies.

Oversight only reflects the responses that we have received from state agencies and political subdivisions; however, other law enforcement agencies were requested to respond to this proposed legislation but did not. For a general listing of political subdivisions included in our database, please refer to www.legislativeoversight.mo.gov.

MHP notes the patrol issued 46,050 citations for failure to properly wear a seat belt in 2018.

Oversight notes the fine amount for failure to properly wear a seat belt is \$10, with the entire \$10 going to fine revenue. Per Subsection 307.178.5, “no court costs shall be imposed on any person due to a violation of this section. In no case shall points be assessed against any person, pursuant to section 302.302, for a violation of this section.” Therefore, Oversight will not reflect a potential increase in court costs to the state or political subdivisions from this bill.

Oversight does not know how many such tickets were issued statewide by all law enforcement agencies. However, it would take approximately 1,000 tickets to be issued to reach \$100,000 in fine revenue. Oversight will reflect a potential amount of revenue to local school districts of “Could exceed \$100,000” per year from this charge.

ASSUMPTION (continued)

Oversight notes that an increase in revenue collected from fines distributed to schools in one year increases the deduction in the foundation formula for the following year. For simplicity purposes, Oversight will not reflect this fiscal impact to the foundation formula.

<u>FISCAL IMPACT - State Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
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LOCAL SCHOOL DISTRICTS

<u>Revenue</u> - §307.178 - fine revenue for failure to properly wear a seat belt	Could exceed <u>\$100,000</u>	Could exceed <u>\$100,000</u>	Could exceed <u>\$100,000</u>
ESTIMATED NET EFFECT ON LOCAL SCHOOL DISTRICTS	Could exceed <u>\$100,000</u>	Could exceed <u>\$100,000</u>	Could exceed <u>\$100,000</u>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

This bill allows primary enforcement of the seat belt requirements under Section 307.178, RSMo. A person may be stopped or inspected if there is a reasonable belief that the stop is necessary to determine if an individual is wearing a properly adjusted and fastened seatbelt.

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 Highway Patrol
Department of Transportation
Department of Revenue
Office of the State Courts Administrator
Office of Prosecution Services
St. Louis County Police Department
St. Louis County Department of Justice Services
Springfield Police Department



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