

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4832-04
Bill No.: HB 1671
Subject: Motor Vehicles; Telecommunications
Type: Original
Date: January 4, 2016

Bill Summary: This proposal prohibits drivers of non-commercial vehicles from text messaging while operating a moving vehicle unless the device being used is equipped with technology allowing for voice-recognition hands-free texting.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Highway Fund	Less than \$100,000	Less than \$100,000	Less than \$100,000
Total Estimated Net Effect on <u>Other</u> State Funds	Less than \$100,000	Less than \$100,000	Less than \$100,000

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

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
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 2017	FY 2018	FY 2019
Local Government	Less than \$100,000	Less than \$100,000	Less than \$100,000

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Revenue (DOR)** assume this legislation removes the 21 and under age limitation from the current texting while driving offense, and adds the provision that the offense occurred in a noncommercial moving motor vehicle. This offense requires assessment of points upon conviction pursuant to Section 302.302, RSMo.

Administrative Impact:

This proposal will require updates to forms, website information, internal procedures and training of staff to account for the changes in this proposal.

FY `17

Administrative Analyst I - 40 hours@ \$21 per hour = **\$840**

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 this violation. If the volume of convictions received for processing exceeds 320 per day, then additional FTE will be 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, 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 this conviction exceed 100 calls per day, then additional FTE will be required and will be requested through the appropriation process.

Revenue Impact:

Additional reinstatement fees collected will be distributed 75% Highway Funds, 15% Cities, and 10% Counties.

ASSUMPTION (continued)

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. Oversight also assumes the DOR will request additional personnel through budget decision items if an increased workload justifies it.

Officials from the **Department of Public Safety - Missouri Highway Patrol, Department of Transportation, Office of 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 2017 (10 Mo.)	FY 2018	FY 2019
HIGHWAY FUND			
<u>Revenue</u> - Reinstatement fees (75%)	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>
ESTIMATED NET EFFECT TO THE HIGHWAY FUND	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
LOCAL POLITICAL SUBDIVISIONS			
<u>Revenue</u> - Cities Reinstatement Fees (15%)	Less than \$100,000	Less than \$100,000	Less than \$100,000
<u>Revenue</u> - Counties Reinstatement Fees (10%)	Less than \$100,000	Less than \$100,000	Less than \$100,000
<u>Revenue</u> - School Districts Fine Revenue	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>
ESTIMATED NET EFFECT TO THE LOCAL POLITICAL SUBDIVISIONS	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>

FISCAL IMPACT - Small Business

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

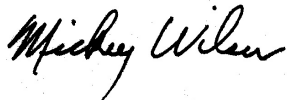
FISCAL DESCRIPTION

Currently, anyone 21 years of age or younger is prohibited from texting while operating a moving motor vehicle on any highway in Missouri. This proposal removes the age limit and prohibits anyone operating a noncommercial vehicle from texting while driving unless the device allows for voice-recognition hands-free texting and is being used in that manner.

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
 Missouri Highway Patrol
Department of Transportation
Office of Prosecution Services
Office of State Courts Administrator



Mickey Wilson, CPA
Director
January 4, 2016

Ross Strobe
Assistant Director
January 4, 2016