

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1320-02  
Bill No.: HB 689  
Subject: Transportation; Transportation, Department of; Fees  
Type: Original  
Date: March 10, 2015

Bill Summary: This proposal creates the “Divided Highway Transportation Fund” and designates how much money from the fund shall be disbursed.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
General Revenue	(Unknown)	(Unknown)	(Unknown)
<b>Total Estimated Net Effect on General Revenue</b>	<b>(Unknown)</b>	<b>(Unknown)</b>	<b>(Unknown)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Divided Highway Transportation Fund*	\$0	\$0	\$0
Highway Fund	Unknown	Unknown	Unknown
State Schools Monies Fund	Unknown	Unknown	Unknown
<b>Total Estimated Net Effect on Other State Funds</b>	<b>Unknown</b>	<b>Unknown</b>	<b>Unknown</b>

\* Income and Transfers Out net to \$0.

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

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

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

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2016</b>	<b>FY 2017</b>	<b>FY 2018</b>
<b>Local Government</b>	<b>(Unknown)</b>	<b>(Unknown)</b>	<b>(Unknown)</b>

## FISCAL ANALYSIS

### ASSUMPTION

**Oversight** was unable to receive some of the agency responses in a timely manner due to the short fiscal note request time. Oversight has presented this fiscal note on the best current information that we have or on prior year information regarding a similar bill. Upon the receipt of agency responses, Oversight will review to determine if an updated fiscal note should be prepared and seek the necessary approval of the chairperson of the Joint Committee on Legislative Research to publish a new fiscal note.

Officials from the **Department of Elementary and Secondary Education** state Article IX, section 7 of the Constitution of Missouri requires the clear proceeds of all penalties, forfeitures, and fines collected for any breach of the penal laws of this state to be distributed to the schools.

**Oversight** assumes this proposal creates Divided Highway Transportation Fund and designates any fee or fine collected as a result of a traffic stop or violation on or along the federal interstate system of highways or any other divided highway to be deposited into the Fund. Collections will be distributed as follows:

Department of Transportation - 45%  
Municipalities - 20%  
Counties - 20%  
Foundation Formula - 10%  
Missouri Highway Patrol - 5%

Since all proceeds of penalties, forfeitures and fines collected are currently distributed to schools, Oversight will reflect an unknown loss to local school districts since this proposal only allows 10% of fees or fines collected to be distributed to the foundation formula.

Oversight assumes this proposal would require violations to be distinguished between divided highways and non-divided highways which are not currently tracked. Oversight assumes the cost to track these violations will come out of the General Revenue Fund.

<u>FISCAL IMPACT - State Government</u>	FY 2016 (10 Mo.)	FY 2017	FY 2018
<b>GENERAL REVENUE</b>			
<u>Cost</u> - Tracking of fee or fine collected as a result of a traffic stop or violation	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
<b>ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND</b>	<b><u>(Unknown)</u></b>	<b><u>(Unknown)</u></b>	<b><u>(Unknown)</u></b>
<b>DIVIDED HIGHWAY TRANSPORTATION FUND</b>			
<u>Revenue</u> - fee or fine collected as a result of a traffic stop or violation	Unknown	Unknown	Unknown
<u>Transfer Out</u> - to Highway Fund, Missouri Highway Patrol and Locals	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
<b>ESTIMATED NET EFFECT TO THE DIVIDED HIGHWAY TRANSPORTATION FUND</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>
<b>HIGHWAY FUND</b>			
<u>Transfer In</u> - from Divided Highway Transportation Fund - 45% to MoDOT	Unknown	Unknown	Unknown
<u>Transfer In</u> - from Divided Highway Transportation Fund - 5% to DPS-MHP	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
<b>ESTIMATED NET EFFECT TO THE HIGHWAY FUND</b>	<b><u>Unknown</u></b>	<b><u>Unknown</u></b>	<b><u>Unknown</u></b>

<u>FISCAL IMPACT - State Government</u> (continued)	FY 2016 (10 Mo.)	FY 2017	FY 2018
<b>STATE SCHOOLS MONIES FUND</b>			
<u>Transfer In</u> - from Divided Highway Transportation Fund - 10% to the Foundation Formula	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
<b>ESTIMATED NET EFFECT TO THE STATE SCHOOLS MONIES FUND</b>	<b><u>Unknown</u></b>	<b><u>Unknown</u></b>	<b><u>Unknown</u></b>
<u>FISCAL IMPACT - Local Government</u>	FY 2016 (10 Mo.)	FY 2017	FY 2018
<b>LOCAL POLITICAL SUBDIVISIONS</b>			
<u>Transfer In</u> - Municipalities From Divided Highway Transportation Fund - 20%	Unknown	Unknown	Unknown
<u>Transfer In</u> - Counties From Divided Highway Transportation Fund - 20%	Unknown	Unknown	Unknown
<u>Loss</u> - School Districts Loss of 100 % of fine funds currently being distributed to school districts	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
<b>ESTIMATED NET EFFECT TO THE LOCAL POLITICAL SUBDIVISIONS</b>	<b><u>(Unknown)</u></b>	<b><u>(Unknown)</u></b>	<b><u>(Unknown)</u></b>

FISCAL IMPACT - Small Business

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

### FISCAL DESCRIPTION

This bill creates the Divided Highway Transportation Fund and requires any fee or fine collected as a result of a traffic stop or violation on or along the federal interstate system of highways or any other divided highway to be deposited in the fund. The fund must be a dedicated fund and, upon appropriation, must be disbursed as follows:

- (1) 45% to the Department of Transportation to be distributed to its districts based on the percentage of lane miles of interstate or divided highway each district has in its jurisdiction;
- (2) 20% to municipalities to be used for transportation purposes based on the percentage of lane miles compared to the total state miles of interstate or divided highway the municipality has within its limits;
- (3) 20% to counties based on the percentage of lane miles compared to the total state miles of interstate or divided highway the county has within its limits;
- (4) 10% to the foundation formula; and
- (5) 5% 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 Elementary and Secondary Education



Mickey Wilson, CPA  
Director  
March 10, 2015

Ross Strobe  
Assistant Director  
March 10, 2015