

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0467-01
Bill No.: HB 137
Subject: Children and Minors; Law Enforcement Officers and Agencies; Roads and
Highways; Transportation
Type: Original
Date: January 27, 2003

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
None			
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
None			
Total Estimated Net Effect on Other 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 2004	FY 2005	FY 2006
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Transportation, Department of Revenue, Department of Public Safety – Missouri State Highway Patrol, Department of Insurance, and the Office of State Public Defender** assume the proposed legislation would have no fiscal impact on their agencies.

Officials from the **Office of State Courts Administrator** assume the proposed legislation would have no fiscal impact on the courts.

Officials from the **Department of Mental Health** assume the proposed legislation to require only individuals under the age of 21 to wear protective headgear would not result in an increase in the number of persons served by the Division of Mental Retardation and Developmental Disabilities because persons who are over the age of 22 when they obtain a head injury are not eligible for Division services.

Officials from the **Office of Prosecution Services** assume the proposed legislation would have no fiscal impact on prosecutors.

ASSUMPTION (continued)

Officials from the **Department of Health and Senior Services (DHSS)** assume 96 additional motorists over age 20 will be involved in a crash each year, of which seven (7) will need extended care or rehabilitation and who have no insurance or Medicare/Medicaid. The DHSS estimates the average cost per client served by the DHSS Bureau of Special Health Care Needs to be \$5,000 per year. Therefore, DHSS estimates the cost of the proposal to be \$35,000 (7 clients x \$5,000 per year) annually.

In response to a similar proposal in a previous session, DHSS stated that data indicates an additional seven (7) persons would be eligible for the Head Injury Program as a result of passage of this proposal. Nothing in the statute or regulation requires the DHSS to include these individuals in its Head Injury Program.

Officials from the **Department of Social Services (DOS) – Division of Medical Services** assume there will be an estimated seven (7) uninsured head injury cases due to the elimination of the helmet law for persons age 21 and over. If these individuals qualify for Medicaid as permanently and totally disabled (PTD) clients, the annual cost to the program could range from \$0 to \$310,485. (An estimate of the head injury cases is provided to the DOS by the Department of Health and Senior Services). This cost estimate is based on the hospital charges, rehabilitation, and on-going medical costs. DOS estimates the total cost in FY 04 to be \$258,738 (\$99,692 General Revenue and \$159,046 Federal Funds); the total cost in FY 05 to be \$324,457 (\$125,013 General Revenue and \$199,444 Federal Funds); and the total cost in FY 06 to be \$339,058 (\$130,639 General Revenue and \$208,419 Federal Funds).

Oversight assumes as a result of this proposal, some people over 21 would choose not to wear protective headgear. Accordingly, there may be an increase in injuries or the severity of injuries to motorcyclists not wearing protective headgear which may **indirectly** result in increased costs to the state. Oversight assumes no **direct** fiscal impact to state and local governments from the protective headgear exemption part of this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<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.

DESCRIPTION

The proposed legislation would require only persons under 21 years of age to wear protective headgear when operating or riding as a passenger on any motorcycle or motortricycle. Currently, all motorcyclists are required to wear protective headgear.

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

Office of State Courts Administrator
Department of Transportation
Department of Mental Health
Department of Health and Senior Services
Department of Revenue
Department of Social Services
Department of Public Safety
 – Missouri State Highway Patrol
 – Division of Highway Safety
Department of Insurance
Office of Prosecution Services
Office of State Public Defender

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

Mickey Wilson, CPA
Director
January 27, 2003