

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 2568-02  
Bill No.: HB 1200  
Subject: Law Enforcement Officers and Agencies; Motor Vehicles  
Type: Original  
Date: February 10, 2004

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
General Revenue	Unknown	Unknown	Unknown
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>Unknown</b>	<b>Unknown</b>	<b>Unknown</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
State School Moneys Fund	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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 2005</b>	<b>FY 2006</b>	<b>FY 2007</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 LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2005</b>	<b>FY 2006</b>	<b>FY 2007</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**FISCAL ANALYSIS**

**ASSUMPTION**

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

Officials from the **Office of the State Courts Administrator (CTS)** assume the proposal would allow an officer to stop a vehicle for non-compliance with the seat belt law if the violation is clearly visible to the officer without stopping the vehicle, and increase the fine from \$10 to \$25.

CTS assumes, depending on the degree of enforcement, there could be a significant increase in the number of cases filed. However, CTS has no way of estimating that increase. CTS states that any significant increase would be reflected in future budget requests.

ASSUMPTION (continued)

Officials from the **Department of Transportation (MoDOT)** assume the educational materials with revised law information would have to be redesigned and printed, but the cost will be absorbed by MoDOT. MoDOT officials state the federal TEA-21 reauthorization bills are currently being negotiated. One of the versions of the federal bill would allow a windfall incentive to states that pass primary seat belt enforcement laws. The maximum grant for states that enact a “safety belt use law” would be equal to 5 times the FY 2003 Section 402 formula grant. Missouri’s FY 2003 grant was approximately \$3.4 million. Therefore, the total incentive would be \$17 million. Until a bill is passed on the federal level, the fiscal impact to MoDOT is unknown, but would be either \$0 or \$17 million.

**Oversight** assumes the incentive is prospective and dependent on future events, and has excluded these revenues from the estimate of fiscal impact.

Officials from the **Office of Prosecution Services** assume prosecutors could absorb the costs of the proposed legislation within existing resources.

Officials from the **City of Springfield Police Department** state the proposal would result in additional revenues to the city from additional tickets being issued. They estimate the additional revenues to be \$1,500.

Officials from the **St. Louis Metropolitan Police Department (SLPD)** assume fine revenue could increase.

Officials from the **Columbia Police Department** and the **Greene County Sheriff** did not respond to our request for fiscal impact.

**Oversight** notes that increases in fines which would go to school districts would be offset by reduced payments to those districts through the State Foundation Formula.

Officials from the **Columbia Police Department** and the **Greene County Sheriff** did not respond to Oversight’s request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
<b>GENERAL REVENUE FUND</b>			
<u>Savings</u> – Reduced appropriations to State School Moneys Fund	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
<b>STATE SCHOOL MONEYS FUND</b>			
<u>Savings</u> – Reduced distributions to school districts	Unknown	Unknown	Unknown
<u>Losses</u> – Reduced appropriations from General Revenue Fund	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
<b>ESTIMATED NET EFFECT ON STATE SCHOOL MONEYS FUND</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
<b>SCHOOL DISTRICTS</b>			
<u>Revenues</u> – Income from fines	Unknown	Unknown	Unknown
<u>Costs</u> – Reduced distributions from State School Moneys Fund	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
<b>ESTIMATED NET EFFECT ON SCHOOL DISTRICTS</b>	<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

Currently, law enforcement officers cannot stop, inspect, or detain any person solely because he or she failed to wear a properly adjusted and fastened seat belt. The proposed legislation would allow law enforcement officers to stop a person for a seat belt violation if the violation is clearly visible to the officer without stopping the vehicle. Drivers in violation could be assessed a fine of \$25. Currently, the fine cannot exceed \$10.

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 Revenue  
Department of Public Safety  
– Missouri State Highway Patrol  
Office of Prosecution Services  
Office of State Public Defender  
Springfield Police Department  
St. Louis Metropolitan Police Department

NOT RESPONDING

**Columbia Police Department**  
**Greene County Sheriff**



L.R. No. 2568-02  
Bill No. HB 1200  
Page 6 of 6  
February 10, 2004

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Director  
February 10, 2004

BLG:LR:OD (12/02)