

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4161-02  
Bill No.: HB 1674  
Subject: Alcohol; Motor Vehicles; Driver's Licenses  
Type: Original  
Date: February 16, 2010

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Bill Summary: The proposal requires law enforcement agencies to enter alcohol-related traffic arrests into the DWI tracking system (DWITS).

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2011	FY 2012	FY 2013
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2011	FY 2012	FY 2013
Highway Fund	(\$76,080)	(\$33,784)	(\$34,798)
<b>Total Estimated Net Effect on Other State Funds</b>	<b>(\$76,080)</b>	<b>(\$33,784)</b>	<b>(\$34,798)</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 2011</b>	<b>FY 2012</b>	<b>FY 2013</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 2011</b>	<b>FY 2012</b>	<b>FY 2013</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2011</b>	<b>FY 2012</b>	<b>FY 2013</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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## **FISCAL ANALYSIS**

### ASSUMPTION

Officials from the **Department of Transportation, Department of Revenue, Office of the Governor, Missouri House of Representatives, and the Missouri Senate** assume the proposal would have no fiscal impact on their agencies.

Officials from the **Department of Public Safety – Missouri State Highway Patrol (MSHP), Traffic Division** state that entry of data into the Driving While Intoxicated Tracking System (DWITS) is normally accomplished through manual entry into the system through a secure Internet connection. There would be no fiscal impact to the state with law enforcement agencies using this method. However, extractions of data into the DWITS from law enforcement agency records management systems (RMS) can be established. The MSHP's DWITS consultant indicated the cost for the MSHP to establish one extraction program from a single RMS could cost as much as \$13,000. Approximately 37 commercial vendors operate records management systems statewide along with several local systems not operated by a commercial vendor. The commercial vendors represent approximately 271 agencies. It is possible a single extract program for a specific vendor's RMS could be written that would work with all agencies using that vendor's RMS; however, there may be additional programming that would have to take place with some or all of a vendor's customers. The cost to test each participating vendor could be as much as \$13,000. If all 37 vendors choose to participate, the cost will be approximately \$481,000 ( $\$13,000 \times 37$  RMS). The MSHP assumes that everyone will choose to participate. It may be possible to use federal funds through the Missouri Department of Transportation's Highway Safety Division to fund these projects. However, for purposes of this fiscal note, the Patrol assumes that it would be Highway funded.

The Information Systems Division states that new reports would be required to gather the data received into DWITS and maintain regular accountability reports of alcohol-related arrest, charges, and dispositions. Development costs are estimated to be 220 hours at the current contract rate of \$82 per hour for a cost of \$18,040 ( $220 \text{ hours} \times \$82$ ). In addition, new accountability reporting will be required per Section 577.005.5 as part of the reporting duties of the MSHP to the Department of Public Safety and the governor. These development costs are estimated to be 220 hours at the current contract rate of \$82 per hour for a cost of \$18,040 ( $220 \text{ hours} \times \$82$ ). Because the current DWI system is Internet-based, a new WEB Infrastructure upgrade and server would be required to accommodate the additional users (i.e., all criminal justice agencies including law enforcement, prosecutors and courts). The cost of the upgrade and server is estimated to be \$40,000 (WEB Infrastructure upgrade \$30,000; server \$10,000).

ASSUMPTION (continued)

Yearly software maintenance for ongoing support to the DWITS application for bug fixes and upgrades starting with year two is estimated to be 400 hours at the current contract rate of \$82 per hour for a cost of \$32,800 (400 hours x \$82).

One-Time Expenditures:

Consultant Fees (37 x \$13,000)	\$481,000
Consultant Fees (440 hours at \$82 per hour)	\$36,080
WEB Infrastructure Upgrade	\$30,000
Server	<u>\$10,000</u>
Total One-Time Costs	\$557,080

Recurring Costs (Starting with Year Two):

Contractual Support/Maintenance (400 hours at \$82 per hour)	\$32,800
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**Oversight** assumes the entry of data into the DWITS could continue to be accomplished through manual entry into the system through a secure Internet connection with no fiscal impact to the state. Therefore, Oversight assumes the MSHP would not incur the \$481,000 consultant fees to establish extraction programs.

Officials from the **Boone County Sheriff's Department** assume the proposal would have no fiscal impact on their agency because they already submit this information to Driving While Intoxicated Tracking System (DWITS).

Officials from the **Springfield Police Department** assume minimal fiscal impact due to extra data entry requirements.

**Oversight** assumes the Springfield Police Department could absorb any minimal fiscal impact resulting from the proposal within existing resources.

**Officials from the Buchanan County Sheriff's Department, Clark County Sheriff's Department, Columbia Police Department, Independence Police Department, Jackson County Sheriff's Department, Jefferson City Police Department, Kansas City Police Department, Platte County Sheriff's Department, St. Charles Police Department, St. Joseph Police Department, St. Louis County Police Department, and the St. Louis Metropolitan Police Department did not respond to Oversight's request for fiscal impact.**

<u>FISCAL IMPACT - State Government</u>	FY 2011 (10 Mo.)	FY 2012	FY 2013
<b>HIGHWAY FUND</b>			
<u>Costs – Missouri State Highway Patrol</u>			
Consultant Fees	(\$36,080)	\$0	\$0
WEB Infrastructure Upgrade	(\$30,000)	\$0	\$0
Server	(\$10,000)	\$0	\$0
Contractual Support/Maintenance	\$0	(\$33,784)	(\$34,798)
<u>Total Costs – MSHP</u>	<u>(\$76,080)</u>	<u>(\$33,784)</u>	<u>(\$34,798)</u>
<b>ESTIMATED NET EFFECT ON HIGHWAY FUND</b>	<b><u>(\$76,080)</u></b>	<b><u>(\$33,784)</u></b>	<b><u>(\$34,798)</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2011 (10 Mo.)	FY 2012	FY 2013
	<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.

FISCAL DESCRIPTION

The proposed legislation requires local and state law enforcement agencies and the prosecutor to report all alcohol-related traffic arrests and any action taken subsequent to an arrest to the State Highway Patrol's DWI Tracking System (DWITS) within 15 days of the arrest or action, including any action by the court. The Department of Public Safety may revoke grant money from any agency that fails to comply with the provisions of the bill.

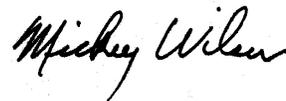
This legislation is not federally mandated, would not duplicate any other program, and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Transportation  
Department of Revenue  
Department of Public Safety  
    – Missouri State Highway Patrol  
Office of the Governor  
Missouri House of Representatives  
Boone County Sheriff's Department  
Springfield Police Department

NOT RESPONDING

**Buchanan County Sheriff's Department**  
**Clark County Sheriff's Department**  
**Columbia Police Department**  
**Independence Police Department**  
**Jackson County Sheriff's Department**  
**Jefferson City Police Department**  
**Kansas City Police Department**  
**Platte County Sheriff's Department**  
**St. Charles Police Department**  
**St. Joseph Police Department**  
**St. Louis County Police Department**  
**St. Louis Metropolitan Police Department**



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Director  
February 16, 2010