

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1676-01
Bill No.: Truly Agreed to and Finally Passed SB 378
Subject: Licenses – Motor Vehicle; Revenue Dept.; Law Enforcement Officers and Agencies
Type: Original
Date: May 19, 2005

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
General Revenue	Up to (\$10,000)	Up to (\$10,000)	Up to (\$10,000)
Total Estimated Net Effect on General Revenue Fund	Up to (\$10,000)	Up to (\$10,000)	Up to (\$10,000)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials with the **Office of State Courts Administrator** assume no fiscal impact to the courts as a result of this proposal.

Officials with the **Department of Public Safety** assume this proposal would have no fiscal impact on their agency.

Officials with the **Department of Revenue (DOR)** assume this proposal would require procedural changes that can be implemented with existing resources. DOR's Driver and Vehicle Services Bureau (DVSB) indicated that it issued 1,145 replacement tabs due to stolen tabs (accompanied by a police report) at no fee for FY04. In addition, DVSB issued 24,838 replacement tabs to individuals that indicated that tabs were stolen, but did not obtain a police report. DVSB indicates that the costs of obtaining a police report often exceed the \$8.50 replacement fee levied by DOR.

DOR assumes that allowing an individual up to four license plate tabs per year will decrease revenue; however, DOR doesn't track the number of tabs that are applied for by the same individual. Thus, a precise amount of decreased revenue cannot be determined.

ASSUMPTION (continued)

Considering the number of vehicle registrants that currently obtain police reports for stolen tabs, **Oversight** assumes that any revenue loss resulting from this proposal would not exceed \$10,000.

Constitutional Amendment 3 (2004) authorizes 3% of highway funds to be used to offset the actual cost to collect such funds by DOR.

For purposes of this fiscal note, DOR assumes all costs will be appropriated from the General Revenue Fund. Through the appropriations process, the General Assembly may appropriate the constitutionally permissible Highway Fund amounts to offset the General Revenue Fund cost shown in this fiscal note.

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
GENERAL REVENUE			
<u>Loss – DOR</u>			
Tab Replacement Fees	Up to (\$10,000)	Up to (\$10,000)	Up to (\$10,000)
ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>Up to (\$10,000)</u>	<u>Up to (\$10,000)</u>	<u>Up to (\$10,000)</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<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

This bill prohibits law enforcement officers from issuing a citation to any person for a missing license plate tab if a vehicle registration check reveals the vehicle is properly registered and the

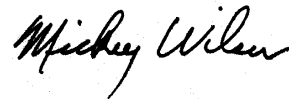
DESCRIPTION (continued)

owner indicates the tab has been stolen. Officers may instead issue a warning under these circumstances. If a citation is improperly issued, any court costs will be waived.

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 Public Safety
Department of Revenue
Office of State Courts Administrator



Mickey Wilson, CPA
Director
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