

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4973-02
Bill No.: SB 1118
Subject: Motor Carriers; Highway Patrol; Transportation Department; Law Enforcement Officers and Agencies
Type: Original
Date: March 10, 2006

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
General Revenue	\$0	\$0	\$0
Total Estimated Net Effect on General Revenue Fund*	\$0	\$0	\$0

* Offsetting income and expenses.

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>Other</u> 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 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Local Government	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Transportation** as well as the **Department of Public Safety - Director's Office** and **Missouri Highway Patrol** each assume the proposal will not fiscally impact their respective agencies.

Officials from the **Office of Secretary of State (SOS)** state many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$1,500. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what the office can sustain with the core budget. Therefore, the SOS reserves the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

Officials from the **Springfield Police Department** assume there would be no revenues or costs resulting from the proposal provided they are not required to participate.

ASSUMPTION (continued)

Officials from the **Jefferson City Police Department** assume the fiscal impact would be minimal. This is based on assumptions that it would certify a limited number of officers, that the cost would be in-line with several advanced crash training courses, little staff time would be required in the data entry, and that the hardware and software required could be similar to the current on-line UCR submissions.

Oversight will assume the Missouri Highway Patrol (MHP) will incur some additional costs from the program, but will charge a nominal fee to the participants to offset those costs. The MHP is also allowed to apply for any applicable reimbursement or incentive funds under the motor carrier safety assistance program to fund certification training program. Therefore, Oversight assumes the MHP will have two potential sources of income and that the income and costs incurred by MHP will net to zero. Oversight will assume the costs and income will occur in the General Revenue Fund.

Oversight will also reflect a potential costs to local law enforcement for the cost of taking the class from \$0 to (Unknown) since the training is not mandated.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
GENERAL REVENUE			
<u>Income</u> - Missouri Highway Patrol			
MHP allowed to charge a reasonable fee to recover the costs of training	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown
<u>Income</u> - Missouri Highway Patrol			
MHP allowed to apply for applicable reimbursement or incentive funds that may be available under the motor carrier safety assistance program	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown
<u>Costs</u> - Missouri Highway Patrol			
To develop and run training program regarding enforcement of the commercial motor vehicle safety laws	\$0 to <u>(Unknown)</u>	\$0 to <u>(Unknown)</u>	\$0 to <u>(Unknown)</u>
ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
LOCAL LAW ENFORCEMENT			
<u>Costs</u> - to attend the annual training conducted by the MHP on enforcement of commercial motor vehicle safety laws	\$0 to <u>(Unknown)</u>	\$0 to <u>(Unknown)</u>	\$0 to <u>(Unknown)</u>
ESTIMATED NET EFFECT TO LOCAL LAW ENFORCEMENT	\$0 to <u>(Unknown)</u>	\$0 to <u>(Unknown)</u>	\$0 to <u>(Unknown)</u>

FISCAL IMPACT - Small Business

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

DESCRIPTION

This proposal requires the state patrol to establish a program to certify local law enforcement officers with respect to enforcing commercial motor vehicle laws. The certification procedures established by the highway patrol shall include training, testing, on-the-job experience, data collection and other prescribed components. The certification procedures shall meet the requirements established by the Commercial Vehicle Safety Alliance (CVSA). The Highway Patrol is authorized to establish reasonable fees to cover the costs of training and certification.

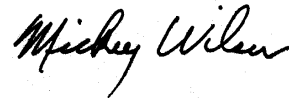
Beginning July 1, 2007, no law enforcement officer may make an arrest, issue a citation or conduct a commercial motor vehicle roadside inspection to determine compliance with the applicable commercial motor vehicle laws unless the law enforcement officer has satisfactorily completed a basic training course developed by CVSA and has been certified by the Highway Patrol.

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

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SOURCES OF INFORMATION

Department of Public Safety
Department of Transportation
Office of the Secretary of State
Springfield Police Department
Jefferson City Police Department



Mickey Wilson, CPA
Director
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