

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0247-02  
Bill No.: SB 24  
Subject: Motor Vehicles; Revenue Dept; Buses; Licenses - Driver's; Drunk Driving/Boating; Education, Elementary and Secondary  
Type: Original  
Date: January 29, 2007

Bill Summary: Bans bus drivers who are convicted of intoxicated related traffic offenses from possessing a school bus endorsement.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
General Revenue	\$0	\$0	Less than \$100,000
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>Less than \$100,000</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
State Schools 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>

**\* Offsetting savings and losses of less than \$100,000 to State School Moneys Fund in FY 2010**

Numbers within parentheses: ( ) indicate costs or losses. This fiscal note contains 7 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2008</b>	<b>FY 2009</b>	<b>FY 2010</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 2008</b>	<b>FY 2009</b>	<b>FY 2010</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 2008</b>	<b>FY 2009</b>	<b>FY 2010</b>
<b>Local Government*</b>	<b>\$0</b>	<b>Less than \$100,000</b>	<b>\$0</b>

**\*Local School Districts would have offsetting income of less than \$100,000 from increased fines and losses from reduced distribution from State School Moneys Fund in FY 2010.**

**FISCAL ANALYSIS**

## ASSUMPTION

Officials from the **Department of Public Safety - Office of the Director** and the **Missouri State Highway Patrol** state there is no direct fiscal impact to either the Director's Office or the Patrol.

Officials from the **Office of Prosecution Services (OPS)** state this proposal will not have a significant direct fiscal impact on county prosecutors or OPS.

Officials from the **Office of State Courts Administrator** assume there will be no fiscal impact on the Courts.

Officials from the **Department of Corrections (DOC)** state that since the misdemeanor already exists, the proposed additions to statute will not affect DOC.

Officials from the **Office of the State Public Defender (SPD)** assume this new crime will require more SPD resources. While the number of new cases (or cases with increased penalties) may be too few or uncertain to request additional appropriations for this specific bill, the SPD will continue to request sufficient appropriations to provide competent and effective representation in all its cases.

**Oversight** assumes the Office of the State Public Defender (SPD) could absorb the costs of the proposed legislation within existing resources. Oversight assumes any significant increase in the workload of the SPD would be reflected in future budget requests.

Officials from the **Department of Revenue (DOR)** assume that due to the January 1, 2008 effective date of this bill, any costs for testing and implementation in the DLB can be absorbed internally. DOR assumes a new court ordered School Bus action will have to be developed in MODL and added to the current Court Ordered School Bus action process

The **Office of Administration Information Technology (ITSD DOR)** estimates that this legislation could be implemented utilizing existing resources of 1 existing CITS I for 1 month at \$4,546. However, if priorities shift and additional FTE/overtime would be needed to implement, the cost will be approximately \$4,546. The effort includes extensive changes to the Missouri Driver's License system (MODL).

Officials from the **Office of Secretary of State (SOS)** assume many bills considered by the ASSUMPTION (continued)

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 to the SOS office for Administrative Rules is less than \$2,500. The SOS recognizes this is a small amount and does not expect additional funding would be required to meet these costs. However, SOS also recognizes that many such bills may be passed in a given year and that collectively the costs may be in excess of what the SOS can sustain with their core budget. Any additional required funding would be handled through the budget process.

Officials from the **Department of Elementary and Secondary Education (DESE)** assume there is no state cost to the foundation formula associated with this proposal. Should the new amendments to current law result in additional fines or penalties, DESE cannot know how much additional money might be collected by local governments or the Department of Revenue to distribute to the schools. To the extent fine revenues exceed 2004-2005 collections, any increase in this money distributed to schools increases the deduction in the foundation formula the following year. Therefore, the affected districts will see an equal decrease in the amount of funding received through the formula the following year; unless the affected districts are hold-harmless, in which case the districts will not see a decrease in the amount of funding received through the formula (any increase in fine money distributed to the hold-harmless districts will simply be additional money). An increase in the deduction (all other factors remaining constant) reduces the cost to the state of funding the formula.

**Oversight** assumes that, based on a \$1,000 fine, in order for the fiscal impact to equal \$100,000, 100 bus drivers would have to be convicted of operating a school bus while driving with a revoked license resulting from a DWI conviction. According to information from the Office of State Courts Administrator, there were less than 13,000 DWI convictions in 2006. **Oversight** assumes there would not be more than ten per cent of the convictions involving bus drivers driving with revoked licenses in any one year and that the fiscal impact would be less than \$100,000.

Officials from the following school districts indicated there would be no fiscal impact to their respective school districts: **Kirksville, Fair Grove, Independence, Columbia, Francis Howell.**

FISCAL IMPACT - State Government

FY 2008

FY 2009  
(6 Mo.)

FY 2010

**GENERAL REVENUE FUND**

<u>Savings</u> – Reduced appropriations to State School Moneys Fund	\$0	\$0	Less than \$100,000
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<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>Less than \$100,000</u></b>
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**STATE SCHOOL MONEYS FUND**

<u>Savings</u> – Reduced distributions to local school districts	\$0	\$0	Less than \$100,000
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<u>Losses</u> – Reduced appropriations from General Revenue Fund	<u>\$0</u>	<u>\$0</u>	<u>(Less than \$100,000)</u>
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<b>ESTIMATED NET EFFECT ON STATE SCHOOL MONEYS FUND</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>
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<u>FISCAL IMPACT - Local Government</u>	FY 2008	FY 2009 (6 Mo.)	FY 2010
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**POLITICAL SUBDIVISIONS**

Revenues – School Districts

Income from fines	\$0	Less than \$100,000	Less than \$100,000
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Losses – School Districts

Reduced distributions from State School Moneys Fund	<u>\$0</u>	<u>\$0</u>	<u>(Less than \$100,000)</u>
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**ESTIMATED NET EFFECT ON  
POLITICAL SUBDIVISIONS**

	<u>\$0</u>	<u>Less than \$100,000</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

§ 302.321

If a person is convicted of driving while their license was revoked and was operating a school bus at the time of the offense, the person shall be fined not less than \$1,000 if the offense is otherwise a class A misdemeanor.

This proposal has an effective date of January 1, 2008

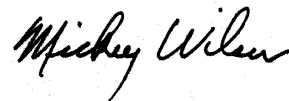
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

LMD:LR:OD (12/02)

Office of State Courts Administrator  
Department of Elementary and Secondary Education  
Department of Revenue  
Department of Public Safety  
    Office of the Director  
        Missouri State Highway Patrol  
        Missouri State Water Patrol  
Office of Secretary of State  
    Administrative Rules Division  
Office of State Public Defender  
Department of Corrections  
Office of Prosecution Services

School Districts  
    Kirksville  
    Fair Grove  
    Independence  
    Columbia  
    Francis Howell



Mickey Wilson, CPA  
Director  
January 29, 2007