

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4339-01  
Bill No.: SB 820  
Subject: Motor Vehicles; Law Enforcement Officers and Agencies  
Type: Original  
Date: January 8, 2016

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Bill Summary: This proposal requires the driver and all passengers in a car or truck to wear a safety belt with certain exceptions.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
School Building Revolving Fund	\$0	\$0	\$0
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>

\*Fine revenue and transfer to Local School Districts net to \$0.  
 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 2017</b>	<b>FY 2018</b>	<b>FY 2019</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 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Local Government</b>	<b>Greater than \$500,000</b>	<b>Greater than \$500,000</b>	<b>Greater than \$500,000</b>

## FISCAL ANALYSIS

### ASSUMPTION

In response to a similar proposal, officials from the **Office of Administration-Budget and Planning** assumed this proposal does not directly impact Total State Revenue; however, this would presumably increase the number of seat belt violation fines, which could eventually lead to an increase in fines. The fines collected from highway law violations are deposited into the School Building Revolving Fund. There is no estimate on the possible increase to this fund since the fines that are collected by the county and municipal court systems may vary based on enforcement and increased compliance with the seat belt laws. These funds are then transferred to the State School Moneys Fund to be distributed to local school districts.

Officials from the **Department of Public Safety - Missouri Highway Patrol (MHP)** state the fine for failure to wear a safety belt is currently \$10. In 2015, the MHP issued the following number of citations:

- Operating commercial motor vehicle without seatbelt - 963
- Driver fail to secure child 80 pounds or more or over 4 feet 9 inches in booster seat or safety belt - 237
- Driver fail to secure child who is less than 8 years old in a child restraint or a booster seat - 1,636
- Driver/Front seat passenger fail to wear properly adjusted/fastened safety belt - 59,538
- Person under age 18 operating or riding in a truck fail to wear properly adjusted or fastened safety belt - 98
- Driver fail to secure child less than 16 years old in properly adjusted/fastened restraint - 1,188

**Oversight** assumes revenue collected for the 63,660 citations issued exceeds \$500,000 (based on the number of citations x \$10 fine) and also assumes there could be an increase in citations issued by removing the provision that no person shall be stopped, inspected, or detained solely to determine compliance, therefore Oversight will reflect a "Greater than \$500,000" fiscal impact to the School Building Revolving Fund. The amount of fine revenue collected would depend the enforcement of the law.

Officials from the **Department of Transportation, Department of Revenue, Office of Prosecution Services** and **Office of State Courts Administrator** each assume the proposal will have no fiscal impact on their respective organizations.

ASSUMPTION (continued)

Officials from the **City of Kansas City** assume the current proposal would not fiscally impact their local political subdivision.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
<b>SCHOOL BUILDING REVOLVING FUND</b>			
<u>Revenue</u> - Fine Revenue collected from citations	Greater than \$500,000	Greater than \$500,000	Greater than \$500,000
<u>Transfer Out</u> - Transfer to State Schools Moneys Fund	(Greater than <u>\$500,000</u> )	(Greater than <u>\$500,000</u> )	(Greater than <u>\$500,000</u> )
<b>ESTIMATED NET EFFECT TO THE SCHOOL BUILDING REVOLVING FUND</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>
<b>STATE SCHOOL MONEYS FUND</b>			
<u>Transfer In</u> - From School Building Revolving Fund	Greater than \$500,000	Greater than \$500,000	Greater than \$500,000
<u>Transfer Out</u> - Local School Districts	(Greater than <u>\$500,000</u> )	(Greater than <u>\$500,000</u> )	(Greater than <u>\$500,000</u> )
<b>ESTIMATED NET EFFECT TO STATE SCHOOL MONEYS FUND*</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>
* Transfers fine revenue from School Building Revolving Fund to Local School Districts net to \$0			

<u>FISCAL IMPACT - Local Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
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**LOCAL POLITICAL SUBDIVISIONS**

<u>Revenue - Local School Districts</u>	Greater than	Greater than	Greater than
Fine Revenue collected from citations	<u>\$500,000</u>	<u>\$500,000</u>	<u>\$500,000</u>

<b>ESTIMATED NET EFFECT TO LOCAL POLITICAL SUBDIVISIONS</b>	<b>Greater than</b>	<b>Greater than</b>	<b>Greater than</b>
	<b><u>\$500,000</u></b>	<b><u>\$500,000</u></b>	<b><u>\$500,000</u></b>

FISCAL IMPACT - Small Business

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

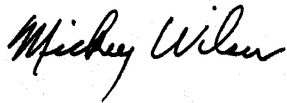
FISCAL DESCRIPTION

Currently, drivers, front seat passengers, and passengers under 18 years of age are required to wear a safety belt in a vehicle manufactured after January 1, 1968, and designed for carrying up to 10 people, including trucks with a licensed gross weight less than 12,000 pounds. This act specifies that each person in a passenger vehicle, manufactured after January 1, 1968, carrying up to 10 people, including trucks regardless of weight, must wear a safety belt when operated on the streets or highways of Missouri unless the person has a medical reason documented by a physician. This act also repeals the provision prohibiting a person from being stopped solely for not wearing a safety belt.

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 Public Safety  
    Missouri Highway Patrol  
Department of Revenue  
Office of Administration  
Office of Prosecution Services  
Office of State Courts Administrator  
City of Kansas City



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January 8, 2016

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