

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3035-05
Bill No.: Perfected SCS for SB 727 & 703
Subject: Consumer Protection; Highway Patrol; Motor Vehicles
Type: Original
Date: January 17, 2002

FISCAL SUMMARY

| ESTIMATED NET EFFECT ON STATE FUNDS | | | |
|---|------------|------------|------------|
| FUND AFFECTED | FY 2003 | FY 2004 | FY 2005 |
| None | | | |
| | | | |
| Total Estimated Net Effect on <u>All</u> State Funds | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON FEDERAL FUNDS | | | |
|---|------------|------------|------------|
| FUND AFFECTED | FY 2003 | FY 2004 | FY 2005 |
| None | | | |
| | | | |
| Total Estimated Net Effect on <u>All</u> Federal Funds | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON LOCAL FUNDS | | | |
|--|------------|------------|------------|
| FUND AFFECTED | FY 2003 | FY 2004 | FY 2005 |
| Local Government | \$0 | \$0 | \$0 |

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Revenue, Office of State Courts Administrator,** and the **Department of Public Safety – State Highway Patrol** assume the proposed legislation would have no fiscal impact on their agencies.

Officials from the **Office of Secretary of State (SOS)** assume the Department of Public Safety, the Department of Revenue, and the Consumer Protection Division to revise restrictions relating to tinting materials applied to windows of motor vehicle for people with qualifying medical conditions, and, additionally, corrects the intent of the original legislation as to what constitutes a violation of this legislation. The Department of Public Safety, the Department of Revenue and the Consumer Protection Division will promulgate rules to implement this bill. Additionally, this piece of legislation has an emergency provision for enactment by August 28, 2002. Based on experience with other divisions, the rules, regulations and forms issued by the Department of Public Safety and the Department of Revenue could require as many as 8 pages in the Code of State Regulations. For any given rule, roughly half again as many pages are published in the Missouri Register in the Code of State Regulations because cost statements, fiscal notes and the like are not repeated in Code. These costs are estimated. The estimated cost of a page in the Missouri Register is \$23.00. The estimated cost of a page in the Code of State Regulation is \$27.00. Base on these costs, the estimated cost of the proposal is \$492.00 in FY 03 and unknown in subsequent years. The actual cost could be more or less than the numbers given. The impact of this legislation in future years is unknown and depends upon the frequency and length of rules filed, amended, rescinded and withdrawn.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which would require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

| <u>FISCAL IMPACT - State Government</u> | FY 2003 | FY 2004 | FY 2005 |
|---|------------|------------|------------|
| | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |

| <u>FISCAL IMPACT - Local Government</u> | FY 2003 | FY 2004 | FY 2005 |
|---|------------|------------|------------|
| | <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

The proposed legislation would permit any person to use sun screening material with a light transmission of 35% or more, plus or minus 3%, and a luminous reflectance of 35% or less, plus or minus 3%, on front windows and sidwing vents located to the left and right of the motor vehicle driver. Sun screening applied to such windows in excess of this provision would be prohibited without a permit pursuant to a physician's prescription.

The proposal would allow the Department of Public Safety to issue a permit to any person to operate a vehicle with sun screening with less light transmission and more luminous reflectance than allowed under the requirement if the person has a serious medical condition and the sun screening is prescribed by a physician.

The proposal would not prohibit the use of labels, stickers, decalcomania, or informational signs on motor vehicles; the application of tinting or solar screening material on recreational vehicles; or factory-installed tinted glass.

There would be no restrictions on tinting of rear side windows and rear windows.

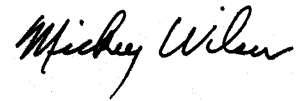
The proposal has an emergency clause.

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 Revenue
Office of Secretary of State
Office of State Courts Administrator
Department of Public Safety
State Highway Patrol

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A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive style with a large initial "M".

Mickey Wilson, CPA
Acting Director

January 17, 2002