

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0861-02  
Bill No.: HB 385  
Subject: Department of Revenue; Driver's Licenses  
Type: Original  
Date: February 9, 2009

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Bill Summary:           Creates a next of kin database so that law enforcement may contact emergency contacts in the case of a motor vehicle accident or similar occurrence

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
General Revenue	(\$172,223)	(\$40,329)	(\$41,538)
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>(\$172,223)</b>	<b>(\$40,329)</b>	<b>(\$41,538)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
Highway Fund	(\$20,500)	\$0	\$0
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>(\$20,500)</b>	<b>\$0</b>	<b>\$0</b>

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 2010</b>	<b>FY 2011</b>	<b>FY 2012</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 2010</b>	<b>FY 2011</b>	<b>FY 2012</b>
General Revenue	1 FTE	1 FTE	1 FTE
<b>Total Estimated Net Effect on FTE</b>	<b>1 FTE</b>	<b>1 FTE</b>	<b>1 FTE</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 2010</b>	<b>FY 2011</b>	<b>FY 2012</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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## **FISCAL ANALYSIS**

### ASSUMPTION

Officials from the **Department of Public Safety-Office of the Director** state there is no fiscal impact for the Director's Office.

Officials from the **Office of Secretary of State (SOS)** assume 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 to the SOS office for Administrative Rules for this proposal 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 Revenue (DOR)** assume this proposal requires the DOR to establish and maintain a database of the contact person information provided by an applicant for a driver or nondriver license or permit. The Department further assumes, based on the language of the proposal, a driver license, intermediate license, nondriver or permit holder may submit a request to add contact person information at any time and will not be limited to adding this information only at time of new or renewal application.

DOR officials assume their agency will be required to:

- o Modify the Over the Counter system and supporting Central Driver Information system to allow for the collection of contact person data.
- o Modify the Missouri Driver License (MODL) system to store the contact person information tied to an applicant's driver or nondriver license or permit application.
- o Modify the MODL system to allow for manual entry of requests received by mail.
- o Develop a web based submission process for document holders to submit requests to add or update contact person information.
- o Modify the DOR website information.
- o Develop a hard copy form to allow the customer to submit original requests and modifications to his or her next of kin contact information.
- o Hire at a minimum one (1) full time Revenue Processing Tech I and associated costs for this FTE to key requests to add or update contact person information. The number of FTE is based on the 40,000 manual change of address request received annually.

ASSUMPTION (continued)

According to DOR, this proposed legislation will require programming changes to the Missouri Electronic Driver License (MEDL also referred to as Over The Counter-OTC) software and supporting applications. These programming changes will need to be designed and tested.

Contract costs are calculated as follows: 673 estimated hours for project completion (requirements and system testing) X \$100 hourly rate X 2 OTC contractors: \$134,600.

Due to the Statewide Information Technology Consolidation, the DOR response to a proposal reflects the cost estimates prepared by Office of Administration - Information Technology for impact to the various systems.

The **Office of Administration Information Technology (ITSD DOR)** estimates that this legislation could be implemented utilizing 5 existing CIT III's for 9 month at a rate of \$4,186. ITSD DOR estimates the IT portion of this request can be accomplished within existing resources; however; if priorities shift, additional FTE/overtime would be needed to implement. Funding would be requested through the budget process.

DOR submitted a cost for floor space for the requested FTE; **Oversight** assumes floor space for one additional person can be located within existing facilities.

Officials from the **Department of Public Safety - Missouri State Highway Patrol (MHP)** state that the proposed legislation states the Department of Revenue (DOR) would develop a database for emergency contacts. The MHP would then need to develop queries that would access this database thru MULES.

The MHP would use consultants to design the queries into the DOR database. The customary consultant fee is \$82 per hour, and this would involve 250 hours, for a total of \$20,500. The consultants would need to develop, code, test, and implement these queries.

Officials from the **Boone County Sheriff's Department** state there would be no additional fiscal impact to their department as a result of this proposed legislation.

In response to a similar proposal from last session (8088-02), officials from the **Springfield Police Department** stated there would be no additional fiscal impact to their department as a result of this proposed legislation.

<u>FISCAL IMPACT - State Government</u>	FY 2010 (10 Mo.)	FY 2011	FY 2012
<b>GENERAL REVENUE</b>			
<u>Cost - Department of Revenue</u>			
Personal Service (1 FTE)	(\$21,785)	(\$26,926)	(\$27,733)
Fringe Benefits	(\$10,594)	(\$13,094)	(\$13,487)
Expense and Equipment	(\$5,444)	(\$309)	(\$318)
Contract Programming	<u>(\$134,400)</u>	<u>\$0</u>	<u>\$0</u>
<u>Total Cost - Department of Revenue</u>	<u>(\$172,223)</u>	<u>(\$40,329)</u>	<u>(\$41,538)</u>
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE</b>	<b><u>(\$172,223)</u></b>	<b><u>(\$40,329)</u></b>	<b><u>(\$41,538)</u></b>
Estimated Net FTE Change for General Revenue	1 FTE	1 FTE	1 FTE
<b>HIGHWAY FUND</b>			
<u>Cost - Department of Public Safety (Highway Patrol) - Consultant fees</u>			
	<u>(\$20,500)</u>	<u>\$0</u>	<u>\$0</u>
<b>ESTIMATED NET EFFECT ON HIGHWAY FUND</b>	<b><u>(\$20,500)</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>
<u>FISCAL IMPACT - Local Government</u>			
	FY 2010 (10 Mo.)	FY 2011	FY 2012
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

Many of the requests to add or update the next of kin contact information may be keyed in contract license offices through the driver license system. There is no fee allowed to the contract or state license offices under this proposed language to cover processing costs for requests to add or modify contact person information outside of regular new, renewal or duplicate transaction processing.

### FISCAL DESCRIPTION

Under this proposed legislation, the Department of Revenue is directed to establish a database of the next of kin or contact persons of persons who are issued driver's licenses, commercial driver's licenses, temporary instruction permits, and nondriver's licenses. Information in the database shall be accessible only to employees of the Department of Revenue or its agents, members of criminal justice agencies, and other persons designated by the department by rule. The information in the database shall not constitute a public records for purposes of the Sunshine Law.

In the event of a motor vehicle accident or emergency situation in which a person dies or is seriously injured or rendered unconscious and is unable to communicate with the contact person specified in the database, a law enforcement officer shall made a good faith effort to notify the contact person of the situation.

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  
Department of Public Safety  
    Office of the Director  
    Highway Patrol  
Office of Secretary of State  
    Administrative Rules  
Local Law Enforcement  
    Boone County Sheriff  
    Springfield Police Department



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