

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4374-01
Bill No.: Perfected HB 2199
Subject: Roads and Highways; Motor Vehicles; Children and Minors
Type: Original
Date: March 3, 2020

Bill Summary: This proposal requires children under two years of age to be secured in rear-facing child passenger systems.

FISCAL SUMMARY

| ESTIMATED NET EFFECT ON GENERAL REVENUE FUND | | | |
|--|------------|------------|------------|
| FUND AFFECTED | FY 2021 | FY 2022 | FY 2023 |
| | | | |
| Total Estimated Net Effect on General Revenue | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON OTHER STATE FUNDS | | | |
|---|----------------------------|----------------------------|----------------------------|
| FUND AFFECTED | FY 2021 | FY 2022 | FY 2023 |
| Various State Funds | Less than \$100,000 | Less than \$100,000 | Less than \$100,000 |
| | | | |
| Total Estimated Net Effect on <u>Other</u> State Funds | Less than \$100,000 | Less than \$100,000 | Less than \$100,000 |

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 5 pages.

| ESTIMATED NET EFFECT ON FEDERAL FUNDS | | | |
|---|----------------|----------------|----------------|
| FUND AFFECTED | FY 2021 | FY 2022 | FY 2023 |
| | | | |
| | | | |
| Total Estimated Net Effect on <u>All</u> Federal Funds | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE) | | | |
|---|----------------|----------------|----------------|
| FUND AFFECTED | FY 2021 | FY 2022 | FY 2023 |
| | | | |
| | | | |
| Total Estimated Net Effect on FTE | 0 | 0 | 0 |

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

| ESTIMATED NET EFFECT ON LOCAL FUNDS | | | |
|--|----------------------------|----------------------------|----------------------------|
| FUND AFFECTED | FY 2021 | FY 2022 | FY 2023 |
| Local Government | Less than \$100,000 | Less than \$100,000 | Less than \$100,000 |

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Transportation, Department of Revenue, Department of Public Safety - Missouri Highway Patrol and Office of the State Courts Administrator** each assume the proposal will have no fiscal impact on their respective organizations.

Oversight notes that the agencies mentioned above have stated the proposal would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note for these agencies.

Oversight notes there were 1,020 infractions (\$83 fine) in 2019 for failure to secure a child less than eight years old in a child restraint or booster seat.

Oversight notes, of the \$83 fine, \$20.50 goes to schools as fine revenue and the remaining \$62.50 goes to various state and local funds for court costs. However, all fines may not have been paid (for example, the court could have dismissed the ticket or set the fine at a different amount).

Oversight notes it would take approximately 1,200 tickets to be issued to reach \$100,000 in fine and court cost revenue. Oversight will reflect a potential amount of revenue to the state and local political subdivisions of "Less than \$100,000" per year from this charge.

Additional fine revenue received by local school districts may count as a deduction in the following year in determining their state aid apportionment, if the district is not a 'hold harmless' district. For simplicity, Oversight will only reflect the increase in fine revenue as a positive impact to local political subdivisions.

Below are examples of some of the state and local funds to which court costs are distributed.

| Fee/Fund Name | Fee Amount |
|----------------------------------|---------------------------------|
| Basic Civil Legal Services Fund | \$8.00 |
| Clerk Fee | \$15.00 (\$12 State/\$3 County) |
| County Fee | \$25.00 |
| State Court Automation Fund | \$7.00 |
| Crime Victims' Compensation Fund | \$7.50 |

| Fee/Fund Name (continued) | Fee Amount |
|---|-------------------------------------|
| DNA Profiling Analysis Fund | \$15.00 |
| Peace Officer Standards and Training (POST) Fund | \$1.00 |
| Sheriff's Retirement Fund | \$3.00 |
| Motorcycle Safety Trust Fund | \$1.00 |
| Brain Injury Fund | \$2.00 |
| Independent Living Center Fund | \$1.00 |
| Sheriff's Fee | \$10.00 (County) |
| Prosecuting Attorney and Circuit Attorney Training Fund | \$4.00 |
| Prosecuting Attorney Training Fund | \$1.00 (\$0.50 State/\$0.50 County) |
| Spinal Cord Injury Fund | \$2.00 |

FISCAL IMPACT - State Government

FY 2021
(10 Mo.)

FY 2022

FY 2023

VARIOUS STATE FUNDS

Revenue - Court costs for tickets for failure to properly secure a child in a motor vehicle

Less than
\$100,000

Less than
\$100,000

Less than
\$100,000

**ESTIMATED NET EFFECT ON
VARIOUS STATE FUNDS**

Less than
\$100,000

Less than
\$100,000

Less than
\$100,000

| <u>FISCAL IMPACT - Local Government</u> | FY 2021 (10 Mo.) | FY 2022 | FY 2023 |
|--|---------------------------------------|---------------------------------------|---------------------------------------|
| LOCAL POLITICAL SUBDIVISIONS | | | |
| Revenue - Fine revenue and court costs for tickets for failure to properly secure a child in a motor vehicle | Less than <u>\$100,000</u> | Less than <u>\$100,000</u> | Less than <u>\$100,000</u> |
| ESTIMATED NET EFFECT TO THE LOCAL POLITICAL SUBDIVISIONS | Less than <u>\$100,000</u> | Less than <u>\$100,000</u> | Less than <u>\$100,000</u> |

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

This bill requires child restraint seats to be rear facing for children under two years of age.

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 the State Courts Administrator
Department of Transportation
Department of Public Safety - Missouri Highway Patrol



Julie Morff
Director
March 3, 2020



Ross Strobe
Assistant Director
March 3, 2020