

Fiscal Estimate Narratives

DOT 11/21/2005

LRB Number	05a1131/1	Introduction Number	AA2-AB618	Estimate Type	Supplemental
Description Child safety restraint systems, safety belt use requirements in motor vehicles, and providing a penalty					

Assumptions Used in Arriving at Fiscal Estimate

Under Assembly Bill 618, s.347.48(2m)(c) is amended to provide that no person may operate a motor vehicle equipped with safety belts unless he or she reasonably believes that each passenger who is at least eight years old and not more than 16 years old is, in accordance with requirements in this provision, properly restrained.

Assembly Amendment 2 deletes: (1) "he or she reasonably believes that"; and (2) "and not more than 15 years old." With this amendment, the provision now reads: "If a motor vehicle is required to be equipped with safety belts in the state, no person may operate that motor vehicle unless each passenger who is at least 8 years old...is properly restrained." This removes the driver's responsibility to make the assessment that the child is properly restrained and also clarifies the age to which this safety belt provision applies.

The intent of this amendment is to meet federal (NHTSA) criteria to qualify the state (i.e., upon approval by NHTSA after the bill is passed) for incentive grant funding for occupant protection programs found in Section 2011 of SAFETEA-LU. Beginning with Federal Fiscal Year 2006 (October 2006 – September 2007), states can qualify for annual federal incentive funds if they enact and enforce CSR laws requiring any child riding in a passenger vehicle who is too large to be secured in a child safety seat to be secured in a CSR that meets the requirements prescribed under Section 3 of "Anton's Law" (49 USC 30127 note; 116 Stat.2772). These funds may be used only for child safety seat and CSR programs; no more than 50% may be used to purchase/distribute child safety seats and CSR's to low-income families, and the remaining amount must be used to fund enforcement of child restraint laws, to educate the public on the proper use/ installation of child safety seats and CSR's, or to train child safety professionals, emergency personnel, educators and parents about child safety seats and CSR's.

The national pool of funding is expected to be \$6 million annually in FFY2006-2008 and \$7 million in FFY 2009. The federal share of expenditures for these state programs is limited to 75% in the first three years of the grant and 50% in the fourth year of the grant (note: "soft matching" is allowed).

For purposes of this Fiscal Estimate it is assumed that Assembly Amendments 1 and 2 will bring Wisconsin into full compliance and that federal funds will be received. Although, whether Wisconsin receives funding under this grant is always at the discretion of the federal funding agency (NHTSA). The amount of incentive funding the state will receive cannot be precisely estimated since it is unknown which or how many of the 33 states that currently have CSR laws similar to the provisions of "Anton's Law" will also be deemed fully compliant and receive a proportionate share of the national pool of CSR incentive funding. Likewise, it is unknown how many of the 17 states without CSR laws will enact new CSR laws that will be deemed compliant with "Anton's Law."

IMPORTANT NOTE: The deadline for submission of an application for incentive grants is February 15, 2006. In order for Wisconsin to qualify for these federal funds, the new law meeting federal criteria must be in effect at the time of the application.

Long-Range Fiscal Implications

Unknown

Fiscal Estimate Worksheet - 2005 Session

Detailed Estimate of Annual Fiscal Effect

Original
 Updated
 Corrected
 Supplemental

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Description Child safety restraint systems, safety belt use requirements in motor vehicles, and providing a penalty			
I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):			
II. Annualized Costs:		Annualized Fiscal Impact on funds from:	
		Increased Costs	Decreased Costs
A. State Costs by Category			
State Operations - Salaries and Fringes		\$	
(FTE Position Changes)			
State Operations - Other Costs			
Local Assistance			
Aids to Individuals or Organizations			
TOTAL State Costs by Category		\$	\$
B. State Costs by Source of Funds			
GPR			
FED			
PRO/PRS			
SEG/SEG-S			
III. State Revenues - Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)			
		Increased Rev	Decreased Rev
GPR Taxes		\$	\$
GPR Earned			
FED			
PRO/PRS			
SEG/SEG-S			
TOTAL State Revenues		\$	\$
NET ANNUALIZED FISCAL IMPACT			
		<u>State</u>	<u>Local</u>
NET CHANGE IN COSTS		\$	\$
NET CHANGE IN REVENUE		\$Unknown	\$
Agency/Prepared By		Authorized Signature	Date
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