

Fiscal Estimate Narratives

DOT 3/28/2005

LRB Number	05-1536/1	Introduction Number	AB-215	Estimate Type	Original
Subject					
Primary enforcement of safety belt					

Assumptions Used in Arriving at Fiscal Estimate

This bill authorizes a law enforcement officer to stop a vehicle solely to determine compliance with safety belt use requirements, provided the officer has probable cause to believe that a violation has occurred.

In addition, this bill increases the penalty for safety belt violations from the current \$10 forfeiture to \$25 for 1st offenders and from \$10 to \$50-\$75 for offenders with at least one prior safety belt conviction within 3 years.

As under current law, safety belt convictions would not result in additional costs, fees or assessments that apply to most traffic offenses (i.e. 24% penalty assessment, \$17 jail assessment/crime lab drug assessment, \$77 justice information fee/court support fee, \$25 circuit court costs).

According to DOT records, about 73,000 people were convicted of safety belt violations in 2004; 16,585 of them (23%) had at least one safety belt conviction in the prior 3 years (including some who had more than one conviction during CY2004). There were a total 82,089 safety belt convictions in 2004. For purposes of this Fiscal Estimate, is assumed that 20% of the 82,069 safety belt convictions in 2004 were repeat offenses (within 3 years).

It is assumed the bill will lead to greater compliance with the safety belt use law, resulting in a 25% reduction in the number of safety belt convictions.

It is further assumed that the Uniform Deposit Schedule will be adjusted to reflect the higher minimum forfeiture (\$50) for repeat violations.

It is also assumed that safety belt violators, like most traffic law violators, do (and will continue to) actually pay only 75% of all forfeitures imposed on them.

The bill delays the effective date of the changes until the first day of the 7th month following publication. However, this Fiscal Estimate calculates the annual fiscal implications of the bill.

The annual revenue impacts are estimated to be as follows:

Annual Safety Belt-related forfeiture revenues under CURRENT LAW

1st and Subsequent offense: $82,089 \times \$10 \times .75$ payment rate = \$615,668
(*50% to the Common School Fund & 50% to the county in which the violation occurs*)

Annual Safety Belt-related forfeiture revenues under PROPOSED LAW

1st offense: $82,089 \times \$25 \times .80$ 1st offender rate $\times .75$ payment rate $\times .75$ (25% fewer convictions) = \$923,501

2nd and subsequent offense: $82,089 \times \$50 \times .20$ repeat offender rate $\times .75$ payment rate $\times .75$ (25% fewer convictions) = \$461,751

Total: \$1,385,252
(*50% to the Common School Fund & 50% to the county in which the violation occurs*)

Long-Range Fiscal Implications

Fiscal Estimate Worksheet - 2005 Session

Detailed Estimate of Annual Fiscal Effect

Original
 Updated
 Corrected
 Supplemental

LRB Number 05-1536/1		Introduction Number AB-215	
Subject			
Primary enforcement of safety belt			
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		384,792	
TOTAL State Revenues		\$384,792	\$
NET ANNUALIZED FISCAL IMPACT			
		<u>State</u>	<u>Local</u>
NET CHANGE IN COSTS		\$	\$
NET CHANGE IN REVENUE		\$384,792	\$\$384,792
Agency/Prepared By		Authorized Signature	
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		Date	
		3/25/2005	