

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO. 810-01
BILL NO. SB 199
SUBJECT: Automated Photo-Traffic Enforcement Program
TYPE: Original
DATE: January 30, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
State Schools Money Fund	\$0	\$0	\$0
Highway	(\$8,965)	(\$10,764)	(\$10,764)
Total Estimated Net Effect on <u>All</u> State Funds	(\$8,965)	(\$10,764)	(\$10,764)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local School Districts	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown

Municipal Court Systems	\$0	\$0	\$0
Total Estimated Net Effect on Local Funds	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown

Numbers within parentheses: () indicate costs or losses

This fiscal note contains 5 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials of the **Department of Revenue - Driver and Vehicle Services Bureau** assume that 10 cities or counties would initially adopt ordinances implementing automated traffic enforcement systems. Officials assume that local law enforcement agencies would use their local systems for the initial search in order to determine the appropriate owners of vehicles. Officials assume that approximately 10% of the searches would be done by DOR due to errors in the system. Officials assume there would be 250 citations issued per day of which 10% or 9125 record searches annually would be done by DOR. Officials assume to process the “no record” searches would require 1,095 hours of overtime. Officials estimated based on the hourly rate of a Clerk Typist II, which is \$9.83 that for 10 months of FY 2002 the amount of overtime requested would be \$8,965; and estimate overtime for FY 2003 and 2004 at \$10,764.

The **Office of State Courts Administrator (CTS)** assumes that to the extent that an automated system would increase the number of speeders apprehended, there would be an increase in the workload of the courts in counties where an automated system is installed. However, the CTS does not expect the costs to exceed \$100,000 in any given year.

The **City of Independence Police Department** estimates, if their city were to implement an automated traffic system, they would realize income of approximately \$5,132,814 for systems at 3 intersections. The computations assumed 25 violations per day, and assumed a fine of \$75 per violation. The time frame used was for 2.5 years. Officials estimated costs for 3 systems at \$1,500,000 annually with maintenance costs of \$375,000 for 2.5 years. Officials also stated that their department would realize annual savings in manpower estimated at \$112,500. They assume there would be a reduction of 75 crashes annually with a savings of \$7,500,000 from injury, property damage, and emergency personnel.

The Cities of Mexico, Springfield, West Plains, St.Charles, and Chesterfield assume that since the language is permissive the cities would incur no costs unless each city opts to implement such a program.

Oversight assumes that given the permissive language of the proposal that any city or county could, by ordinance, establish such a program. Income has been shown to the municipal court systems as well as to the State School Moneys Fund because municipal systems retain fines if the offense is not a state offense and certain cities with municipal systems retain revenue generated from fines. Income from court costs in addition to the fines has been shown to the municipal court systems to offset the costs of additional filings and trials, resulting in a net fiscal impact of zero to the municipal court systems. However, local school districts would still receive income disbursed from the State School Moneys Fund which would be fine money received from circuit or associate circuit court cases.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10Mo.)	FY 2003	FY 2004
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HIGHWAY FUND

<u>Cost</u> to Department of Revenue from overtime cost for no record searches.	(\$8965)	(\$10,764)	(\$10,764)
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STATE SCHOOL MONEYS FUND

<u>Income</u>			
Fines from Photo-Based Traffic Monitoring	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown

<u>Costs</u>			
Disbursement to Local School Districts	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)

ESTIMATED NET EFFECT ON STATE SCHOOL MONEYS FUND	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2002	FY 2003	FY 2004
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(10 Mo.)

Income-Local School Districts

Fines from Photo-Based Traffic Monitoring	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown
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Income-Municipal Court Systems

Fines from Photo-Based Traffic Monitoring	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown
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Income-Municipal Court Systems

Court Costs	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown
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Costs-Municipal Court Systems

Additional filings/trials	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
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Costs

Automated Photo-Traffic Equipment	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
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**ESTIMATED NET EFFECT ON
LOCAL FUNDS**

\$0 to <u>Unknown</u>	\$0 to <u>Unknown</u>	\$0 to <u>Unknown</u>
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FISCAL IMPACT - Small Business

This proposal would not have a direct fiscal impact on small businesses.

DESCRIPTION

This act authorizes any city or county to establish an "automated traffic enforcement program". The program would use photos taken at traffic signals to identify the vehicle used in a violation.

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The vehicle owner is presumed to be the violator unless the owner makes out an affidavit as to a different operator of the vehicle. The other person specified in the affidavit is then presumed to be the violator. Private vendors may be used to administer the system, including getting the addresses of the vehicle owners and sending out summonses. The violator may dispose of the summons through court appearance or through the mail. The act also prevents point assessment, makes the records confidential, and requires notice of the presence of the automated system. The photos may be used in private civil actions.

This legislation is not federally mandated, would not duplicate any other program, would not require additional capital improvements or rental space and would not impact total state revenue.

SOURCES OF INFORMATION

Department of Revenue
Department of Public Safety
Office of State Courts Administrator
City of Springfield
City of Chesterfield
City of West Plains
City of Mexico
City of St.Charles
City of Independence



Jeanne Jarrett, CPA
Director
January 30, 2001