

NORTH CAROLINA GENERAL ASSEMBLY

LEGISLATIVE FISCAL NOTE

BILL NUMBER: Senate Bill 852 (Fifth Edition)

SHORT TITLE: Organ Donor Org"s./Access to DMV Records

SPONSOR(S):

FISCAL IMPACT					
	Yes (X)	No ()	No Estimate Available ()		
	(\$Million)				
	<u>FY 2004-05</u>	<u>FY 2005-06</u>	<u>FY 2006-07</u>	<u>FY 2007-08</u>	<u>FY 2008-09</u>
REVENUES					
License to Give Trust Fund (LGTF)	.22	.34	.35	.36	.37
EXPENDITURES					
LGTF	See Assumptions and Methodology				
POSITIONS:					
LGTF Commission	Authorized, but not yet determined				
PRINCIPAL DEPARTMENT(S) & PROGRAM(S) AFFECTED: Department of Transportation - Division of Motor Vehicles; Department of Administration, Department of State Treasurer					
EFFECTIVE DATE: Sections 4(a) (Trust Fund) and 5 (drivers license fees) of this act become effective November 1, 2004. The remainder of this act becomes effective January 1, 2005.					

BILL SUMMARY: The bill establishes an on-line Organ Donor Internet site in the Division of Motor Vehicles (DMV). The site will list those who choose to be an organ donor when getting their driver licenses. The site is only for North Carolina organ procurement organizations and eye banks. A License to Give Trust Fund is established with funding provided by a 5 cent increase per year in Class A, B, and C driver licenses and duplicate licenses. The new Trust Fund will pay the Internet expenses of DMV, the administrative cost of the new License to Give Trust Fund Commission, and grants to promote organ and tissue donation.

ASSUMPTIONS AND METHODOLOGY:

REVENUES

Section 5 of the bill increases duplicate drivers license fee by 5 cents and Class A, B, and C drivers license fee by 5 cents per year for a five-year license. The number of transactions processed by DMV in fiscal year 2002-03 is shown below.

	FY 02-03
	Actual
	<u>Transactions</u>
Class A&B License	9,344
Class C License	1,179,935
Duplicate License	560,354

For future year drivers license transactions, DMV suggests a 2% a year growth rate. Class A, B, and C transactions are multiplied by \$.25 (5 years X \$.05) and duplicate licenses are multiplied by \$.05.

	FY 04-05	FY05-06	FY 06-07	FY 07-08	FY 08-09
	Est	Est	Est	Est	Est
	<u>Transactions</u>	<u>Transactions</u>	<u>Transactions</u>	<u>Transactions</u>	<u>Transactions</u>
Class A&B License	9,721	9,916	10,114	10,317	10,523
Class C License	1,227,604	1,252,156	1,277,200	1,302,744	1,328,798
Duplicate License	582,992	594,652	606,545	618,676	631,050
	FY 04-05	FY05-06	FY 06-07	FY 07-08	FY 08-09
	Est	Est	Est	Est	Est
	<u>Transactions</u>	<u>Transactions</u>	<u>Transactions</u>	<u>Transactions</u>	<u>Transactions</u>
Class A&B License	\$2,430	\$2,479	\$2,529	\$2,579	\$2,631
Class C License	\$306,901	\$313,039	\$319,300	\$325,686	\$332,200
Duplicate License	<u>\$29,150</u>	<u>\$29,733</u>	<u>\$30,327</u>	<u>\$30,934</u>	<u>\$31,552</u>
	\$338,481	\$345,251	\$352,156	\$359,199	\$366,383

With a November 1, 2004 effective date, first year revenue will be for eight months. Assuming that transactions are distributed equally throughout the fiscal year, the FY 04-05 revenue increase will be \$.22 million for eight months. The proceeds of this fee increase are deposited into the License to Give Trust Fund. The Fund is managed by the State Treasurer and audited by the State Auditor.

EXPENDITURES

Section 4(a) authorizes the new License to Give Trust Fund Commission to spend the License to Give Trust Fund for 1) grants for “initiatives that educate about and promote organ and tissue donation and health care decision making at life’s end” and 2) expenses of the Commission. Section 4(b) allows the 15-member Commission to be paid per diem and necessary travel and

subsistence expenses. This section also allows the Commission to hire staff. No estimate of Commission expenses is available at this time.

Section 5(c) allows DMV to retain a portion of the proceeds of the increased drivers license fee to pay for the cost of developing and maintaining the on-line Organ Donor Internet site. DMV estimates that it will take \$50,000 to establish an Internet site and \$10,000 a year to maintain it.

Section 4(b) of the bill has a Class 1 misdemeanor for violations of conflict of interest law by members of the License to Give Trust Fund Commission. The Administrative Office of the Courts (AOC) does not predict any significant fiscal impact on the courts. Since the provision applies only to the 15 Commission members, AOC assumes that, with the potential of a possible rare exception over many years, these appointees will be aware of and will comply with the conflict of interest prohibitions. Similarly, the Sentencing Commission does not expect convictions for this proposed offense to have a significant impact on the prison population.

SOURCES OF DATA: Division of Motor Vehicles

TECHNICAL CONSIDERATIONS: None

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Signed Copy Located in the NCGA Principal Clerk's Offices