

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 30, 2013

TO: Honorable David Dewhurst, Lieutenant Governor, Senate

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: SB1815 by Zaffirini (Relating to voluntary donations to the Glenda Dawson Donate Life-Texas Registry.), **As Passed 2nd House**

Estimated Two-year Net Impact to General Revenue Related Funds for SB1815, As Passed 2nd House: an impact of \$0 through the biennium ending August 31, 2015.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2014	\$0
2015	\$0
2016	\$0
2017	\$0
2018	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from General Revenue Fund 1	Probable Revenue Gain/(Loss) from General Revenue Fund 1	Probable Savings/(Cost) from Glenda Dawson Donate-Life Texas Registry Fund	Probable Revenue Gain/(Loss) from Glenda Dawson Donate-Life Texas Registry Fund
2014	\$255,000	(\$255,000)	(\$255,000)	\$255,000
2015	\$400,000	(\$400,000)	(\$400,000)	\$400,000
2016	\$400,000	(\$400,000)	(\$400,000)	\$400,000
2017	\$400,000	(\$400,000)	(\$400,000)	\$400,000
2018	\$400,000	(\$400,000)	(\$400,000)	\$400,000

Fiscal Analysis

The bill would amend the Health and Safety Code to create the Glenda Dawson Donate Life-Texas

Registry Fund as a trust fund outside the state treasury to be held by the Comptroller and administered by the Department of Public Safety. Donations held in the fund would be disbursed at least monthly, without appropriation, to the nonprofit organization administering the Glenda Dawson Donate Life-Texas Registry.

The bill would amend the Transportation Code to require the Department of Motor Vehicles (DMV) to provide for a voluntary donation of \$1 to the Glenda Dawson Donate Life-Texas Registry when a person applies for a registration or renewal of registration of a motor vehicle. The bill would direct the DMV to remit the donated money to the Comptroller for deposit to the Glenda Dawson Donate Life-Texas Registry Fund.

The bill would amend the Transportation Code to require the Department of Public Safety (DPS) to provide for a voluntary donation of \$1 to the Glenda Dawson Donate Life-Texas Registry when a person applies for an original or renewal driver's license, or identification card. The bill would direct DPS to remit the donated money to the Comptroller for deposit to the Glenda Dawson Donate Life-Texas Registry Fund. DPS could deduct money for reasonable expenses for administering this section up to a maximum of 5 percent. These provisions relating to driver's licenses or identification cards would take effect January 1, 2014.

This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either with or outside of the Treasury, or create a dedicated revenue source. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature.

The bill would take effect immediately upon enactment, assuming that it received the requisite two-thirds majority votes in both houses of the Legislature. Otherwise, the bill would take effect September 1, 2013.

Methodology

The bill would create the Glenda Dawson Donate Life-Texas Registry Fund as a trust fund outside the state treasury to be held by the Comptroller and administered by the Department of Public Safety, to receive the voluntary payments collected by the Department of Motor Vehicles (DMV) during motor vehicle registration transactions and collected by the Department of Public Safety (DPS) during driver's license and personal identification certificate transactions.

The Comptroller of Public Accounts notes that in fiscal year 2012, \$408,000 was generated by the registry program. DPS provided information that the agency collected \$368,000 from driver's license and identification card transactions in that year. The remaining \$40,000 was remitted by counties. Under current law those collections are deposited to General Revenue Fund 1, and under the bill's provisions future collections would be deposited to the new fund created by the bill. Under current law, the contract with the non-profit organization is funded with the collections deposited to General Revenue Fund 1. Under the bill's provisions, the designated non-profit organization would be funded with collections deposited to the new fund created by the bill. Based on the analysis provided by the Comptroller of Public Accounts, it is assumed that the revenue loss to General Revenue would be \$255,000 in fiscal year 2014 and \$400,000 in fiscal year 2015 and that the revenue gain to the new fund outside the treasury would be \$255,000 in fiscal year 2014 and \$400,000 in fiscal year 2015.

Based on the analysis provided by DSHS, DPS, and DMV, it is assumed any costs or duties associated with implementing the provisions of the bill (beyond the administrative duties outlined

above) could be absorbed within existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 405 Department of Public Safety, 537 State Health Services, Department of, 601 Department of Transportation, 608 Department of Motor Vehicles

LBB Staff: UP, AG, MB, CH, NB, KKR, AI, JAW