

**STATE  
FISCAL IMPACT**

**Drafting Number:** LLS 14-0428 **Date:** January 22, 2014  
**Prime Sponsor(s):** Rep. Fischer; Szabo **Bill Status:** House Transportation and Energy  
 Sen. Baumgardner; Jahn **Fiscal Analyst:** Kori Donaldson (303-866-4976)

**SHORT TITLE:** MOTOR CARRIER SAFETY FUND

Fiscal Impact Summary*	FY 2013-2014	FY 2014-2015	FY 2015-2016
<b>State Revenue</b>	<b>\$0</b>	See State Revenue section.	
State Transfers			
Cash Funds	1,730,839 (1,730,839)		
<b>State Expenditures</b>			
<b>FTE Position Change</b>			
<b>Appropriation Required:</b> None.			

\* This summary shows changes from current law under the bill for each fiscal year. Transfers result in no net change to state revenue. Parentheses indicate a decrease in funds.

**Summary of Legislation**

This bill, recommended by the **Capital Development Committee** (CDC), creates a new fund within the Department of Public Safety (DPS) for expenses related to commercial carrier operations. Moneys in the newly created Motor Carrier Safety Fund are subject to appropriation. All interest earning on the fund and moneys not appropriated from the fund shall remain in the fund. The bill also makes provisions for a FY 2013-14 transfer and future transfers into the fund.

**Background**

DPS is requesting cash funds spending authority for two FY 2014-15 capital construction projects to be paid from the newly created fund. The department requested funding for the projects through the capital process. The projects are currently under consideration by the CDC for recommendation to the Joint Budget Committee for inclusion in the 2014 Long Bill. Capital projects are typically appropriated through the capital construction section of the Long Bill in order to subject them to fiscal rules unique to the capital budget, including the allowance of three years to spend an appropriation.

This fiscal note assumes that \$1.7 million will be appropriated in FY 2014-15 for the projects requested for funding from the Motor Carrier Safety Fund through the capital construction section of the 2014 Long Bill.

**State Revenue**

The bill has no net impact on state revenue.

**State transfers.** One transfer is scheduled to occur under the bill. The bill transfers \$1,730,839 from the Hazardous Materials Safety Fund to the newly created Motor Carrier Safety Fund.

Additionally, beginning in FY 2013-14, if the excess uncommitted reserve in the Public Utilities Commission Motor Carrier Fund exceeds 10 percent of the fund's expenditures in a given fiscal year, the excess balance will be transferred to the Motor Carrier Safety Fund. Under current law, the excess uncommitted reserve is subject to the same restriction, but is transferred to the Hazardous Materials Safety Fund and the Nuclear Materials Transportation Fund, proportional to the existing balances of the funds.

**Effective Date**

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

**State and Local Government Contacts**

Personnel

Public Safety

Regulatory Agencies

Treasury