

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 5184H.011  
Bill No.: HB 2453  
Subject: Roads and Highways; Department of Transportation; Department of Revenue  
Type: Original  
Date: February 11, 2022

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Bill Summary: This proposal modifies provisions relating to the naming of memorial highways and establishes the "Annistyn Kate Rackley Memorial Highway".

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: () indicate costs or losses.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>
Federal Highway Funds*	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0 or (Unknown)</b>	<b>\$0 or (Unknown)</b>	<b>\$0 or (Unknown)</b>

\*Based on information provided by MoDOT, Oversight will assume the fiscal impact, if any, may possibly reach the \$250,000 threshold. The fiscal impact, if any, would depend upon actions by the federal government.

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

#### §227.299 – Memorial Designations

Officials from the **Missouri Department of Transportation (MoDOT)** assume the following regarding this proposal:

This legislation would eliminate MoDOT's Memorial Application Process for programs set by the Statute.

Those programs affected are:

- MoDOT's Memorial Bridge/Highway Application Process
  - The Application process was established to allow highway/bridge designations to be processed year-round. This is possible due to the Joint Committee on Transportation Oversight meeting thrice yearly. This process allows Missouri highways and bridges to be designated after an individual, organization, and event or place.
- MoDOT's Heroes Way Designation Program Application Process
  - This program was established for Missouri fallen soldiers.
- MoDOT's Drunk Driving Victim (David's Law) Application Process
  - This program is for any victim killed by an individual who was shown to be operating a motor vehicle under the influence of alcohol or a controlled substance. MoDOT is the reviewer/approver of all applications.

Eliminating much of the §227.299 statute will remove MoDOT as Program Administrator. Per federal regulations (Manual on Uniform Traffic Control Devices), memorial signing on state right-of-ways shall be administered by the state's Department of Transportation to guarantee state and federal compliance (sign spacing/sign installation/right-of-way/roadway safety requirements) are conformed to.

MoDOT would not have the authority to review route locations for roadway availability, ownership, right-of-way, sign size availability, or consider additional signage at county lines or major intersections when the designation crosses two or more county lines if not Program Administrator.

There will be a sizeable increase of signs erected off state right-of-ways that could cause violations for cities and counties not meeting state and federal regulations, which MoDOT currently administers.

The overall fiscal impact to this legislation is unquantifiable.

**Oversight** notes, upon further inquiry, MoDOT assumes any fiscal impact would be to federal highway funds. MoDOT is unable to determine how federal funding may be affected from this proposal; therefore, Oversight will reflect a “\$0” (does not affect federal highway funds) or negative “Unknown” (proposal causes compliance issues) to federal highway funds.

§227.810 – Memorial Highway for Annistyn Kate Rackley

Officials from the **Missouri Department of Transportation** assume the proposal will have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this section.

<u>FISCAL IMPACT – State Government</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
<b>FEDERAL HIGHWAY FUNDS</b>			
<u>Loss – MoDOT – potential compliance issues with Manual on Uniform Traffic Control Devices §227.299</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
<b>ESTIMATED NET EFFECT ON FEDERAL HIGHWAY FUNDS</b>	<b>\$0 or <u>(Unknown)</u></b>	<b>\$0 or <u>(Unknown)</u></b>	<b>\$0 or <u>(Unknown)</u></b>

<u>FISCAL IMPACT – Local Government</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

FISCAL IMPACT – Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

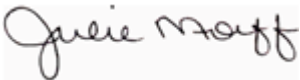
Currently, for memorial highways and bridges to honor an event, place, organization, or person who has been deceased for more than two years, there is an application process to the Department of Transportation that includes collecting signatures from at least 100 persons who support the naming of the highway or bridge. This application process does not apply to fallen law enforcement officers, emergency personnel and members of the Armed Forces killed in the line of duty, Missouri recipients of the Medal of Honor, or state employees killed while serving the state.

This bill removes all of the application requirements, so all memorial highways and bridges go through the same process.

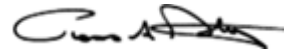
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Missouri Department of Transportation



Julie Morff  
Director  
February 11, 2022



Ross Strobe  
Assistant Director  
February 11, 2022