

FISCAL IMPACT OF PROPOSED LEGISLATION**Measure: HB 3259 - A**Seventy-Sixth Oregon Legislative Assembly – 2011 Regular Session
Legislative Fiscal OfficePrepared by: Robin LaMonte
Reviewed by: Susie Jordan
Date: April 26, 2011**Measure Description:**

Directs Department of Transportation to provide photograph on driver license, driver permit or identification card to licensed private investigator to be used in connection with any civil, criminal or other legal proceeding.

Government Unit(s) Affected:

Oregon Department of Transportation (ODOT)

Summary of Expenditure Impact

	2011-13 Biennium	2013-15 Biennium
General Fund	34,860	
Other Funds	75,360	98,880
Total Funds	\$110,220	\$98,880
Positions	1	1
FTE	0.75	1.00

Summary of Revenue Impact

	2011-13 Biennium	2013-15 Biennium
Other Funds	75,330	100,440
Total Funds	\$75,330	\$100,440

Local Government Mandate:

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

Analysis:

HB 3259 requires the Department of Transportation to disclose the photograph on a driver license, driver permit or identification card to a licensed private investigator to be used in connection with any civil, criminal or other legal proceeding.

State Highway Funds cannot constitutionally be used to pay the cost of public records requests. ODOT has identified \$34,860 in start-up costs that would need to be paid out of the General Fund. This includes \$22,500 General Fund in standard planning and initial implementation costs and \$12,360 General Fund for programming and Attorney General rule review costs.

ODOT estimates, based on current records requests by licensed private investigators, that 5,022 driver photograph requests will be received in 2011-13, and 6,696 will be received in 2013-15. ODOT estimates that the workload from these requests will require an initial \$75,360 Other Funds expenditure in the 2011-13 biennium, including for \$73,080 for 0.75 FTE Office Specialist 2 and office expense of \$2,280. These costs will be \$98,880 for a full time Office Specialist 2 plus related services and supplies.

ODOT estimates that a fee of \$15 per request would be necessary to cover the cost of the program. This fee would generate \$75,330 in revenue in 2011-13 and \$100,440 in 2013-15.