

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1527-01  
Bill No.: SB 404  
Subject: Courts; Judges; Fees; Criminal Procedure; Circuit Clerk  
Type: Original  
Date: March 14, 2005

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<b>Total Estimated Net Effect on General Revenue Fund</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 2006</b>	<b>FY 2007</b>	<b>FY 2008</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.

This fiscal note contains 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<b>Local Government*</b>	<b>0</b>	<b>0</b>	<b>\$0</b>

\* Local governments would have offsetting revenues and distributions to shelters for domestic assault victims.

**FISCAL ANALYSIS**

**ASSUMPTION**

Officials from the **Office of State Courts Administrator** assume the proposed legislation would have no fiscal impact on the courts.

Officials from the **St. Louis County Municipal Court** assume they rarely, if ever receive underpayments or overpayments of court costs; therefore, no refunds are issued. The St. Louis County Municipal Court does not accept civil filings other than appeals and their filings of appeals to date have been less than three (3) annually. No appeals have been on alcohol related offenses.

Officials from the **City of Springfield** assume the proposal would have no fiscal impact.

Officials from **Boone County, Greene County, Jackson County, Columbia, Kansas City,** and the **City of St. Louis** did not respond to Oversight's request for fiscal impact.

ASSUMPTION (continued)

**Oversight** assumes local governments could receive additional fee revenue to provide financial assistance to shelters for victims of domestic violence. Oversight assumes the amount is unknown. Oversight assumes any revenue would be distributed to shelters for domestic assault victims.

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
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**POLITICAL SUBDIVISIONS**

<u>Revenues</u> – for shelters for victims of domestic violence	Unknown	Unknown	Unknown
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<u>Costs</u> – distributions to shelters for victims of domestic violence	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
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<b>ESTIMATED NET EFFECT ON POLITICAL SUBDIVISIONS</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

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

DESCRIPTION

The proposed legislation would modify provisions relating to various court costs:

- No court in this state that is authorized to collect court costs would be required to refund any overpayment of less than \$5 or collect any due court costs of less than \$5.

DESCRIPTION (continued)

- In probate cases, there would be an \$8 court cost deposited into the Basic Civil Legal Services Fund.
- The proposal would remove an effective date for a municipality or county to enact an ordinance to impose a domestic violence shelter surcharge on marriage licenses and civil cases filed in circuit court. Currently, such ordinance had to be in effect prior to January 1, 2001.
- For any county or city with a domestic violence shelter or whose residents are in a shelter located in another county, the domestic violence shelter surcharge could be assessed in any criminal case, including violations of any county or municipal ordinance.

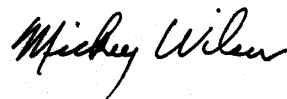
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of State Courts Administrator  
St. Louis County Municipal Court  
City of Springfield

NOT RESPONDING

**Boone County**  
**Greene County**  
**Jackson County**  
**Columbia**  
**Kansas City**  
**City of St. Louis**



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Director  
March 14, 2005

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