

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 5422-05  
Bill No.: SCS for SB 1250  
Subject: Education, Higher; Education, Elementary and Secondary; Elementary and Secondary Education Dept; Highway Patrol, Law Enforcement Officers and Agencies; Public Assistance; Medicaid; Health Care; Health, Public; Social Services Department  
Type: Original  
Date: April 20, 2006

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
<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>			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
<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 7 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</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 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**FISCAL ANALYSIS**

**ASSUMPTION**

Officials from the **Office of State Courts Administrator** assume there will be no fiscal impact on the Courts.

Officials from the **Department of Health and Senior Services (DOHSS)** state this proposal would not be expected to fiscal impact the operations of DOHSS. If a fiscal impact were to result, funds to support the program would be sought through the appropriations process

Officials from the **Office of the Secretary of State (SOS)** assume many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this proposal for Administrative Rules is less than \$1,500. The SOS recognizes this is a small amount and does not expect additional funding would be required to meet these costs. However, SOS also recognizes that many such bills may be passed in a given year and that collectively the costs may be in excess of what the SOS can sustain with their core budget. Any additional required funding would be handled through the budget process.

Officials from the following agencies and divisions indicated there would be no fiscal impact to their respective organizations as a result of this proposed legislation: **Department of Public Safety - Office of the Director** and **Missouri State Highway Patrol; Department of Social**

ASSUMPTION (continued)

**Services - Division of Legal Services and Family Support Division; and, Office of the Governor.**

In response to the introduced version of this proposal, officials from the **Department of Social Services - Division of Youth Services, Children's Division, and Division of Medical Services** stated this proposal would not have a fiscal impact on the above referenced divisions.

Officials from the **Department of Elementary and Secondary Education (DESE)** state this proposed legislation will have no fiscal impact on their agency or on local school districts.

Officials from the **Coordinating Board for Higher Education (CBH)** state this proposed legislation would not impact the Department of Higher Education. However, the impact on the colleges and universities is unknown. In an effort to prohibit illegal aliens from gaining entry into higher education institutions, this proposal may result in institutions implementing new monitoring and admissions requirements. The costs of any such new procedures are unknown.

Officials from the **University of Missouri, Missouri State University, and Lincoln University** state this proposal will have no fiscal impact on their respective institutions. **Missouri State University** stated they currently do review status on all students. This proposal would only involve generating an additional report to send to the state.

In response to similar legislation from this session (HB 1864), officials from **St. Louis Community College, Metropolitan Community College, and Linn State Technical College** assume this proposal would have no significant fiscal impact on their organizations.

Officials from **Truman State University** state this proposal would result in additional administrative costs but are unable to determine those costs without details on how the certification requirements for universities would be implemented.

Officials from **Central Missouri State University** assume this proposal will cost CMSU additional staff time of approximately \$20,000 annually.

**Oversight** assumes, based on responses from other institutions, that compliance with this proposed legislation will not be burdensome to any one institution.

Officials from the **Springfield Police Department, Boone County Sheriff's Department, and the Platte County Sheriff's Department** state this proposal will have no fiscal impact on their

ASSUMPTION (continued)

respective organizations.

This proposal was sent to various local law enforcement agencies and colleges and universities. However, due to time constraints, response from local agencies and institutions was limited.

<u>FISCAL IMPACT - State Government</u>	FY 2007	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2007	FY 2008	FY 2009
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

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

DESCRIPTION

This proposed legislation alters multiple provisions regarding illegal aliens:

SECTION 43.032

Subject to appropriation, the superintendent of the Highway Patrol shall designate that some or all employees of the Highway Patrol be trained in accordance with a memorandum of understanding between Missouri and the United States Department of Homeland Security concerning the enforcement of federal immigration laws on federal highways and interstates in Missouri.

SECTION 161.092

Requires the State Board of Education to ensure that an adult individual who is not a citizen or a permanent resident of the United States or does not possess lawful immigration status shall be prohibited from participating in any family literacy program, parents-as-teachers program, vocational education program, vocational rehabilitation program, or after-school tutoring program.

DESCRIPTION (continued)

SECTIONS 172.360, 174.130, 175.025, 178.635, 178.780, 178.785

These sections prohibit the admission of unlawfully present aliens to public institutions of higher education. The registrar of each institution must certify to the appropriations committees of the General Assembly that the institution has not knowingly admitted any illegal alien in the preceding year before the approval of any appropriations.

SECTION 208.009

Provides that an individual who is not a citizen or a permanent resident of the United States or who does not possess lawful immigration status shall be prohibited from receiving state or local public assistance under Chapter 208, RSMo, except for state or local public assistance that is mandated by federal law. An applicant who is nineteen years of age or older shall provide affirmative proof that the applicant is a citizen or permanent resident of the United States or is lawfully present in the United States.

An applicant who cannot provide the proof required under this proposal at the time of application for public assistance may alternatively sign an affidavit under oath, attesting to either United States citizenship or to classification by the United States as an alien lawfully admitted for permanent residence, in order to receive temporary benefits. An applicant providing the sworn affidavit is eligible to receive temporary public assistance program benefits as delineated in the proposal.

All state agencies administering public assistance programs in this state shall cooperate with local governments and the United States Department of Homeland Security to develop a system to facilitate verification of an individual's lawful presence.

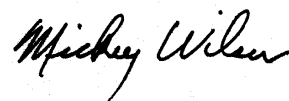
SECTION 590.700

Peace officers are authorized to investigate, apprehend, or detain any individual who is not a citizen or permanent resident of the United States and who is located in this state. Peace officers are authorized to transfer such individuals to the custody of the Bureau of Customs and Immigration Enforcement of the United States Department of Homeland Security and to transport such individuals across state lines to a detention center.

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

Department of Social Services  
    Division of Youth Services  
    Children's Division  
    Division of Legal Services  
    Division of Medical Services  
    Family Support Division  
Department of Health and Senior Services  
Office of the Governor  
Office of Secretary of State  
    Administrative Rules Division  
Coordinating Board of Higher Education  
Department of Public Safety  
    Office of the Director  
    Missouri State Highway Patrol  
Office of State Courts Administrator  
Department of Elementary and Secondary Education  
Local Law Enforcement  
    Springfield Police Department  
    Boone County Sheriff's Department  
    Platte County Sheriff's Department  
Colleges and Universities  
    University of Missouri  
    Lincoln University  
    Central Missouri State University  
    Missouri State University  
    Truman State University  
    St. Louis Community College  
    Metropolitan Community College  
    Linn State Technical College



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