

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0921-02
Bill No.: SB 321
Subject: Civil Procedure; Courts; Law Enforcement Officers and Agencies; Juries
Type: Original
Date: January 31, 2007

Bill Summary: The proposal exempts corrections officers and jailers from jury service.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
General Revenue	Less than \$100,000	Less than \$100,000	Less than \$100,000
Total Estimated Net Effect on General Revenue Fund	Less than \$100,000	Less than \$100,000	Less than \$100,000

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
Total Estimated Net Effect on FTE	0	0	0

Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
Local Government	Less than \$100,000	Less than \$100,000	Less than \$100,000

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of Administration – Division of Personnel** and the – **Administrative Hearing Commission** assume the proposal would have no fiscal impact on their agencies.

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

Officials from the **Department of Corrections (DOC)** assume by exempting staff working in a correctional facility from jury duty DOC would avoid the costs of providing leave time for staff while serving and the overtime costs accrued to cover posts when staff serve on juries.

In FY06, DOC expended \$57,767 on paid leave for jury duty. The overtime costs accrued to cover posts for staff while serving on a jury are unknown, but assumed to be relatively minimal, less than \$100,000 per fiscal year.

Officials from the **Boone County Sheriff's Department** assume the proposal could potentially save them overtime money that they would have to pay to an employee required to fill in for the employee serving on jury duty. Actual projections are not available as they have no past data pertaining to this specific situation for comparison.

Oversight assumes county sheriff departments could experience a savings in overtime pay. Oversight assumes the statewide savings would be a small amount and, for fiscal note purposes, reflected the savings as less than \$100,000 per fiscal year.

Officials from the Buchanan County Sheriff's Department, Clark County Sheriff's Department, Greene County Sheriff's Department, Jackson County Sheriff's Department, and Platte County Sheriff's Department did not respond to Oversight's request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2008 (10 Mo.)	FY 2009	FY 2010
GENERAL REVENUE FUND			
<u>Savings – Department of Corrections</u>			
Reduced overtime and leave costs	<u>Less than</u> <u>\$100,000</u>	<u>Less than</u> <u>\$100,000</u>	<u>Less than</u> <u>\$100,000</u>
ESTIMATED NET EFFECT ON GENERAL REVENUE FUND	<u>Less than</u> <u>\$100,000</u>	<u>Less than</u> <u>\$100,000</u>	<u>Less than</u> <u>\$100,000</u>
 <u>FISCAL IMPACT - Local Government</u>	 FY 2008 (10 Mo.)	 FY 2009	 FY 2010
POLITICAL SUBDIVISIONS			
<u>Savings – County Sheriffs</u>			
Reduced overtime costs	<u>Less than</u> <u>\$100,000</u>	<u>Less than</u> <u>\$100,000</u>	<u>Less than</u> <u>\$100,000</u>
ESTIMATED NET EFFECT ON POLITICAL SUBDIVISIONS	<u>Less than</u> <u>\$100,000</u>	<u>Less than</u> <u>\$100,000</u>	<u>Less than</u> <u>\$100,000</u>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

The proposed legislation provides that any employee assigned to work at a state correctional facility or county jail shall, upon timely application to the court, be excused from service as a petit or grand juror.

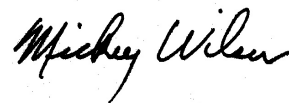
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of Administration
– Division of Personnel
– Administrative Hearing Commission
Office of State Courts Administrator
Department of Corrections
Boone County Sheriff's Department

NOT RESPONDING

Buchanan County Sheriff's Department
Clark County Sheriff's Department
Greene County Sheriff's Department
Jackson County Sheriff's Department
Platte County Sheriff's Department



Mickey Wilson, CPA
Director
January 31, 2007