

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2020-07
Bill No.: Truly Agreed To and Finally Passed SCS for SB 456
Subject: Counties; Courts; Education, Elementary and Secondary; Elementary and Secondary Education Department
Type: Original
Date: April 25, 2007

Bill Summary: Grants additional payment to certain school districts in certain situations.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2008	FY 2009	FY 2010
General Revenue	(\$152,897)	(\$2,601)	\$0
Total Estimated Net Effect on General Revenue Fund	(\$152,897)	(\$2,601)	\$0

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	\$152,897	\$2,601	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator** state this proposal has no fiscal impact on the Courts.

§163.031.2

According to officials from the **Department of Elementary and Secondary Education (DES)**, This proposal would require a state payment to any school district that is located at least partially in any county that creates a county municipal court or is otherwise eligible to prosecute county ordinance violations under section 66.010, after January 1, 2006 for the amount of decrease in fines from the 2005 fiscal year.

DESE is currently aware of only one county (St. Charles County) that has implemented a county municipal court. The districts in St. Charles County and their fine revenue in the 2005 fiscal year are:

092-087	Ft. Zumwalt	\$532,939
092-088	Francis Howell	\$555,148
092-089	Wentzville	\$225,337
092-090	St. Charles R-VI	\$178,034
092-091	Orchard Farm R-V	<u>\$ 38,007</u>
		\$1,529,465

The additional state payment pursuant to this proposal would be no more than that specified for the respective district. However, should other counties create county municipal courts, the potential exists for the state payment to greatly exceed this total.

Information was provided by **St Charles County** outlining the number of traffic and misdemeanor tickets issued by the St Charles Sheriff for FY 2002 and FY 2003, along with the percentage of cases filed that are dismissed. St Charles County also provided the total disbursements for FY 2003 through FY 2006. Based on information from St Charles County, **Oversight** makes the following assumptions regarding this proposal:

The base amount upon which calculations are made is **\$1,655,861**. The amount of fines collected by a newly created county municipal court average 40% of the total fines collected. Fine revenue is increasing at an average rate of 10% a year.

ASSUMPTION (continued)

Fine revenue collections for 2008, net of the amount assumed to go through the county municipal court, and projections for 2009 are as follows:

<u>Year</u>	<u>Net Revenue</u>	<u>Base</u>	<u>+/-</u>
2008	\$1,502,964	\$1,655,861	(\$152,897)
2009	\$1,653,260	\$1,655,861	(\$ 2,601)

Based on these assumptions, by FY 2010 the net fine revenue would not be less than the base amount; therefore, no longer requiring payment by the Department of Elementary and Secondary Education to make up the difference.

<u>FISCAL IMPACT - State Government</u>	FY 2008 (10 Mo.)	FY 2009	FY 2010
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GENERAL REVENUE

<u>Cost</u> - Department of Elementary and Secondary Education - Additional payment to certain districts (\$163.038)	<u>(\$152,897)</u>	<u>(\$2,601)</u>	<u>\$0</u>
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ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>(\$152,897)</u>	<u>(\$2,601)</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2008 (10 Mo.)	FY 2009	FY 2010
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POLITICAL SUBDIVISIONS

<u>Income</u> - St Charles School Districts - Fine loss reimbursement (\$163.038)	<u>\$152,897</u>	<u>\$2,601</u>	<u>\$0</u>
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ESTIMATED NET EFFECT ON POLITICAL SUBDIVISIONS	<u>\$152,897</u>	<u>\$2,601</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.

FISCAL DESCRIPTION

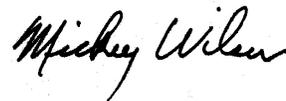
§163.068

This proposal grants school districts, located at least partially within a county, an additional payment equal to the decrease, if any, in the amount the district receives from fines in the current year from revenue the district received in fiscal year 2005.

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 Elementary and Secondary Education
Office of State Courts Administrator
Saint Charles County
Finance Department



Mickey Wilson, CPA
Director
April 25, 2007