

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4388-01  
Bill No.: SB 1016  
Subject: Courts; Federal – State Relations; Fees  
Type: Original  
Date: February 18, 2008

Bill Summary: The proposal provides that a portion of the tort victims’ compensation fund shall be transferred to the basic civil legal services fund.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
<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 2009	FY 2010	FY 2011
Tort Victims’ Compensation	(\$9,555)	(\$11,467)	(\$11,467)
Legal Services for Low-Income People	(\$230,000)	\$0	\$0
Basic Civil Legal Services	\$239,555	\$11,467	\$11,467
<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 6 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2009</b>	<b>FY 2010</b>	<b>FY 2011</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 FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2009</b>	<b>FY 2010</b>	<b>FY 2011</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

- 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).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2009</b>	<b>FY 2010</b>	<b>FY 2011</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Labor and Industrial Relations** and the **State Treasurer's Office** assume the proposal would have no fiscal impact on their agency.

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

**Oversight** assumes the proposal would require twenty-six percent of all payments deposited into the tort victims' compensation fund to be transferred to the basic civil legal services fund. Total payments to the tort victims' compensation fund for the first seven months of FY 08 were \$25,726. For fiscal note purposes, Oversight assumes the deposits for the remaining five months of FY 08 would approximate that of the first seven months, and total deposits for FY 08 would be \$44,102. Oversight assumes twenty-six percent of these deposits, or \$11,467, would be transferred to the basic civil legal services fund annually.

**Oversight** assumes the total balance remaining in the legal services for low-income people fund as of August 28, 2008, would be transferred to the basic civil legal services fund. The balance in the legal services for low-income people fund as of June 30, 2007, was \$222,757. The balance in this fund as of January 31, 2008, was \$227,296. For fiscal note purposes, Oversight assumes the balance in this fund as of August 30, 2008, would be approximately \$230,000. Oversight assumes this balance would be transferred to the basic civil legal services fund.

**Officials from the Office of the Attorney General did not respond to Oversight's request for fiscal impact.**

<u>FISCAL IMPACT - State Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
<b>TORT VICTIMS' COMPENSATION FUND</b>			
<u>Transfers out</u> – to Basic Civil Legal Services Fund	<u>(\$9,555)</u>	<u>(\$11,467)</u>	<u>(\$11,467)</u>
<b>ESTIMATED NET EFFECT ON TORT VICTIMS' COMPENSATION FUND</b>	<b><u>(\$9,555)</u></b>	<b><u>(\$11,467)</u></b>	<b><u>(\$11,467)</u></b>
 <b>LEGAL SERVICES FOR LOW-INCOME PEOPLE FUND</b>			
<u>Transfers out</u> – to Basic Civil Legal Services Fund	<u>(\$230,000)</u>	<u>\$0</u>	<u>\$0</u>
<b>ESTIMATED NET EFFECT ON LEGAL SERVICES FOR LOW-INCOME PEOPLE FUND</b>	<b><u>(\$230,000)</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>
 <b>BASIC CIVIL LEGAL SERVICES FUND</b>			
<u>Transfers in</u> – from Tort Victims' Compensation Fund	\$9,555	\$11,467	\$11,467
<u>Transfers in</u> – from Legal Services for Low-Income People Fund	<u>\$230,000</u>	<u>\$0</u>	<u>\$0</u>
<b>ESTIMATED NET EFFECT ON BASIC CIVIL LEGAL SERVICES FUND</b>	<b><u>\$239,555</u></b>	<b><u>\$11,467</u></b>	<b><u>\$11,467</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
	<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.

FISCAL DESCRIPTION

The proposal dissolves the Legal Services for Low-Income Person Fund and provides that twenty-six percent of the deposits into the Tort Victims' Compensation Fund, in addition to any money remaining in the Legal Services for Low-Income Person Fund as of August 3, 2008, be transferred to the Basic Civil Legal Services Fund.

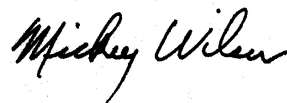
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of State Courts Administrator  
Department of Labor and Industrial Relations  
State Treasurer's Office

NOT RESPONDING

**Office of the Attorney General**



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Mickey Wilson, CPA  
Director  
February 18, 2008