

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0724-01
Bill No.: SB 265
Subject: Courts; Fees
Type: Original
Date: February 6, 2009

Bill Summary: The proposal makes the Statewide Court Automation Fund permanent.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
Statewide Court Automation	\$83,333	\$100,000	\$100,000
Total Estimated Net Effect on <u>Other</u> State Funds	\$83,333	\$100,000	\$100,000

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

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
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 2010	FY 2011	FY 2012
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

In response to a similar proposal from the current session (HB 235, LR # 0855-01), officials from the **Office of Administration – Administrative Hearing Commission, Missouri House of Representatives**, and the **Missouri Senate** assumed the proposal would have no fiscal impact on their agencies.

Officials from the **Office of Administration – Division of Budget and Planning** assume the proposal should not result in additional costs or savings to their division. There is a potential general revenue impact due to cessation of biennial reversion of lapse to general revenue.

Oversight assumes Office of State Courts Administrator would have expended any balance in the Statewide Court Automation Fund prior to the September 1, 2009 unexpended balance transfer to the general revenue fund. Therefore, Oversight assumes no fiscal impact to the general revenue fund.

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

Oversight assumes the proposed legislation would remove the September 1, 2009, expiration date of the Statewide Court Automation Fund and the statewide court automation fund fees. The balances in the fund for fiscal years 2006, 2007, and 2008 are as follows:

**Statewide Court Automation Fund (0270)
 from
 Fund Activity Report**

Fiscal Year	Beginning Balance	Receipts	Disbursements/JV's	Transfers/IAB	Ending Balance
2008	\$523,044.68	\$5,684,275.66	(\$4,176,715.19)	(\$1,286,070.86)	\$744,534.29
2007	\$573,953.71	\$5,334,765.18	(\$4,608,026.49)	(\$777,647.72)	\$523,044.68
2006	\$407,097.67	\$4,753,205.91	(\$3,449,035.10)	(\$1,137,311.77)	\$573,953.71
Avg	\$501,365.35	\$5,257,415.58	(\$4,077,925.59)	(\$1,067,010.12)	\$613,844.23

ASSUMPTION (continued)

Oversight assumes the proposal would result in continued revenues and costs to the Statewide Court Automation Fund in fiscal years 2010, 2011, and 2012. Based on the data from the past three fiscal years, Oversight assumes the proposal would result in average revenues of approximately \$5,300,000, costs of approximately \$4,100,000, and transfers of approximately (\$1,100,000), resulting in a net increase to the Statewide Court Automation Fund of approximately \$100,000 per fiscal year. FY 2010 amounts have been adjusted to reflect 10 months.

<u>FISCAL IMPACT - State Government</u>	FY 2010 (10 Mo.)	FY 2011	FY 2012
STATEWIDE COURT AUTOMATION FUND			
<u>Revenues</u> – Office of State Courts Administrator			
Continued collection of state court automation fund fees	\$4,416,667	\$5,300,000	\$5,300,000
<u>Costs</u> – Office of State Courts Administrator			
Statewide court automation system	(\$3,416,667)	(\$4,100,000)	(\$4,100,000)
<u>Transfers</u> – Office of State Courts Administrator			
Net of transfers in, transfers out, and IAB transactions	<u>(\$916,667)</u>	<u>(\$1,100,000)</u>	<u>(\$1,100,000)</u>
ESTIMATED NET EFFECT ON STATEWIDE COURT AUTOMATION FUND	<u>\$83,333</u>	<u>\$100,000</u>	<u>\$100,000</u>
 <u>FISCAL IMPACT - Local Government</u>			
	FY 2010 (10 Mo.)	FY 2011	FY 2012
	<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.

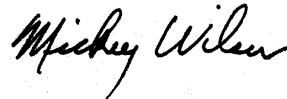
FISCAL DESCRIPTION

The proposed legislation removes the expiration date for the Statewide Court Automation Fund and allows the fee to be collected and the fund to function indefinitely without a transfer of any unexpended balance to the General Revenue 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 Administration
– Administrative Hearing Commission
– Division of Budget and Planning
Office of State Courts Administrator
Missouri House of Representatives
Missouri Senate



Mickey Wilson, CPA
Director
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