

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0937-04  
Bill No.: SCS for SJR 12  
Subject: Constitutional Amendments; Education, Elementary and Secondary; Education, Higher; General Assembly; Political Subdivisions; Public Buildings; Public Records, Public Meetings; State Employees; Religion  
Type: Original  
Date: March 27, 2009

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Bill Summary: Proposes a constitutional amendment reaffirming a citizen's right to free expression of religion.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
<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 2010	FY 2011	FY 2012
<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 2010</b>	<b>FY 2011</b>	<b>FY 2012</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 2010</b>	<b>FY 2011</b>	<b>FY 2012</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 2010</b>	<b>FY 2011</b>	<b>FY 2012</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Office of Attorney General, Department of Agriculture, Office of Administration (COA) - Administrative Hearing Commission, COA - Division of Budget and Planning, Office of State Courts Administrator, Department of Economic Development (DED), DED - Public Service Commission, Department of Elementary and Secondary Education, Department of Higher Education, Department of Insurance, Financial Institutions and Professional Registration, Department of Labor and Industrial Relations, Department of Mental Health, Department of Natural Resources, Department of Corrections, Department of Health and Senior Services, Department of Revenue, Department of Social Services, Missouri Department of Transportation, MoDOT & Patrol Employees' Retirement System, Department of Public Safety (DPS) - Division of Alcohol and Tobacco Control, DPS - Capitol Police, DPS - Director's Office, DPS - Missouri Gaming Commission, DPS - Missouri State Highway Patrol, DPS - State Emergency Management Agency, DPS - Missouri Veterans' Commission, Office of the Governor, Missouri Consolidated Health Care Plan, Joint Committee on Administrative Rules, Joint Committee on Public Employee Retirement, Missouri Department of Conservation, Missouri Ethics Commission, Missouri House of Representatives, Missouri Senate, Office of Prosecution Services, Office of State Auditor, Office of State Public Defender, Office of State Treasurer, Missouri Tax Commission, City of Centralia, City of Kansas City, City of Raytown, Cass County, Clinton County, St. Louis County, Linn State Technical College, Lincoln University, Metropolitan Community College, Missouri State University, Special School District, and University of Missouri** assume the proposal will have no fiscal impact on their organizations.

Officials from the **Office of Secretary of State (SOS) - Elections Division** state any joint resolutions are considered by the General Assembly that would require the SOS's office to pay for publishing in local newspapers the full text of each statewide ballot measure as directed by Article XII, Section 2(b) of the Missouri Constitution and Section 116.230-116.290, RSMo. The SOS's office is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. Funding for this item is adjusted each year depending upon the election cycle with \$1.6 million historically appropriated in even numbered fiscal years and \$100,000 appropriated in odd numbered fiscal years to meet these requirements. The appropriation has historically been an estimated appropriation because the final cost is dependent upon the number of ballot measures approved by the General Assembly and the initiative petitions certified for the ballot. In FY 2009, at the November election, there were 5 statewide Constitutional Amendments or ballot propositions that cost \$1.35 million to publish (an average of \$270,000 per issue). Therefore, the SOS's office assumes, for the purposes of this

ASSUMPTION (continued)

fiscal note, that it should have the full appropriation authority it needs to meet the publishing requirements. However, because these requirements are mandatory, we reserve the right to request funding to meet the cost of our publishing requirements if the Governor and the General Assembly change the amount or eliminate the estimated nature of our appropriation.

If a special election is called for this purpose rather than being voted on at a general election, the cost of the special election has been estimated to be \$1.2 million based on the cost of the past two such elections.

**Oversight** assumes the proposed constitutional amendment would be put on the next general election ballot in November, 2010 and there would be no special election costs.

<u>FISCAL IMPACT - State Government</u>	FY 2010 (10 Mo.)	FY 2011	FY 2012
	<u>\$0</u>	<u>\$0</u>	<u>\$0</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 appears to have no fiscal impact.

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

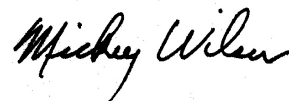
SOURCES OF INFORMATION

Office of Attorney General  
Department of Agriculture  
Office of Administration -  
    Administrative Hearing Commission  
    Division of Budget and Planning  
Office of State Courts Administrator  
Department of Economic Development -  
    Public Service Commission  
Department of Elementary and Secondary Education  
Department of Higher Education  
Department of Insurance, Financial Institutions and Professional Registration  
Department of Labor and Industrial Relations  
Department of Mental Health  
Department of Natural Resources  
Department of Corrections  
Department of Health and Senior Services  
Department of Revenue  
Department of Social Services  
Missouri Department of Transportation  
MoDOT & Patrol Employees' Retirement System  
Department of Public Safety -  
    Division of Alcohol and Tobacco Control  
    Capitol Police  
    Director's Office  
    Missouri Gaming Commission  
    Missouri State Highway Patrol  
    State Emergency Management Agency  
    Missouri Veterans' Commission  
Office of the Governor  
Missouri Consolidated Health Care Plan  
Joint Committee on Administrative Rules  
Joint Committee on Public Employee Retirement  
Missouri Department of Conservation  
Missouri Ethics Commission  
Missouri House of Representatives  
Missouri Senate  
Office of Prosecution Services  
Office of State Auditor

HW-C:LR:OD

SOURCES OF INFORMATION (continued)

Office of Secretary of State  
Office of State Public Defender  
Office of State Treasurer  
Missouri Tax Commission  
City of Centralia  
City of Kansas City  
City of Raytown  
Cass County  
Clinton County  
St. Louis County  
Lincoln University  
Linn State Technical College  
Metropolitan Community College  
Missouri State University  
Special School District  
University of Missouri



Mickey Wilson, CPA  
Director  
March 29, 2009