

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4738-06
Bill No.: Truly Agreed To and Finally Passed CCS for HCS for SCS for SB 569
Subject: Elections; Secretary of State
Type: Original
Date: May 30, 2011

Bill Summary: This proposal modifies the laws relating to elections.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 7 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
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 2013	FY 2014	FY 2015
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Sections 67.1860 - 67.1894 Law Enforcement District Act

Officials at the **Department of Public Safety** and the **Missouri Highway Patrol** assume there is no fiscal impact from this proposal.

Section 78.090 Monett and West Plains Elections

Officials at the at the **City of Monett**, **City of West Plains** and the **Office of the Secretary of State** did not respond to Oversight's request for fiscal impact. However, they responded to similar legislation, HB 1250 filed this year as follows:

Officials from the **City of Monett (COM)** assume this proposal would allow certain cities with a commission-form of government and are required by state law to hold a primary election in February to cancel the primary election prior to our general municipal election in April. Primary elections are held every four years.

COM states its share of the two previous February primary elections to be:

2008: \$6,744

2004: \$5,977

COM states, the February primary will not serve the intended purpose of narrowing the field of candidates because the number of candidates for the offices up for election do not exceed the number that would proceed to the general election in April. COM states the 2012 primary election will cost \$7,500.

COM assumes a savings of \$7,500 every four years as a result of this proposal since the office of mayor and councilman have four year terms. The next scheduled primary election for these elected offices will occur in FY 2016.

Officials at the **City of West Plains** state the Office of Mayor and City Councilman have 4 year terms of office. Primary elections are held each year if enough candidates have filed for the elected office. This proposal would allow the city to cancel the primary if two or fewer candidates file for the elected office. The city would realize a savings if the primary is cancelled.

Officials from the **Office of Secretary of State (SOS)** state, the City of West Plains and the City of Monett are the only two 3rd class cities with a commission form of government that have a primary election. SOS assumes that there is no fiscal impact to them from this proposal.

ASSUMPTION (continued)

Oversight assumes the only cities effected by this legislation are the City of West Plains and the City of Monett.

Oversight assumes the City of West Plains and the City of Monett would realize minimal savings, dependent upon the cancellation of the February primary when the number of candidates that file for the office of mayor and councilman does not exceed the number required to proceed to the general election.

Oversight assumes the City of West Plains and the City of Monett may or may not choose to have a primary election for the office of mayor and councilman.

Oversight assumes no impact to local government funds as some localities may already be realizing any savings due to the cancellation of the primary or they may choose to hold a primary.

Section 79.070 Qualifications of Alderman Candidates

Oversight assumes this changes the age at which a person may become a candidate and would not have an impact on state or local election authority funds.

Section 99.845 Redevelopment Projects

Officials at the **Department of Insurance, Financial Institutions and Professional Registration, Department of Revenue** and the **State Tax Commission** assume there is no fiscal impact from this proposal.

Officials at the **Department of Elementary and Secondary Education** assume that this proposal may affect local government's revenue stream which does not impact the department of local school districts.

Section 115.091 Oath of Office

Officials at the **Platte County Board of Election Commission** would need to reprint the oath of election judges. It is estimated to cost only \$25 -\$50.

Officials at the **Kansas City Board of Election Commission** assume there is no fiscal impact from this proposal.

Oversight assumes this cost would be minimal and could be absorbed with existing resources.

ASSUMPTION (continued)

Section 115.123 Date of Elections

Officials at the **Kansas City Board of Election Commission** and the **Platte County Board of Election Commission** assume there is no fiscal impact from this proposal.

Officials at the **Office of the Secretary of State** did not respond to Oversight's request for fiscal impact however, in previous versions of this proposal they responded that this proposal would have no fiscal impact.

Oversight assumes that changing the date of the presidential primary election would not affect the cost of the election. Oversight assumes no impact from this provision.

Oversight assume this proposal eliminates the June election date which was only used as a special election on rare occasions. Oversight assumes no impact from this provision.

Oversight assumes this proposal eliminates the February election which may result in some savings to certain entities while others may experience costs from bond elections allowed in February. Oversight assumes that having the February election is permissive and will not reflect an impact from this provision.

Section 115.637 Election Offenses

Oversight assumes that due to the severity of the penalties outlined in this proposal, local election authorities will comply with the requirements of this proposal and therefore, this proposal will have no fiscal impact on state or local election authority funds.

Section 115.241 Party Emblem on the Ballot

Oversight assumes that any realized savings from not printing the emblems on the ballot is minimal and therefore Oversight is showing no impact.

Officials at the following board of election commissions: St. Louis City Board of Election Commission, Clay County Board of Election Commission, Jackson County Board of Election Commission and St. Louis County Board of Election Commission did not respond to Oversight's request for fiscal impact.

Officials at the following counties: Andrew, Barry, Bates, Boone, Buchanan, Butler, Callaway, Camden, Cape Girardeau, Carroll, Cass, Clay, Cole, Cooper, DeKalb, Franklin, Greene, Hickory, Holt, Jackson, Jasper, Jefferson, Johnson, Knox, Laclede, Lafayette, Lawrence, Lincoln, Marion, Miller, Moniteau, Monroe, Montgomery, New Madrid, Nodaway, Ozark, Pemiscot, Perry,

ASSUMPTION (continued)

Phelps, Platte, Pulaski, Scott, St. Charles, St. Louis, St. Francois, Taney, Texas, Warren, Wayne and Webster did not respond to Oversight's request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2013 (10 Mo.)	FY 2014	FY 2015
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2013 (10 Mo.)	FY 2014	FY 2015
	<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.

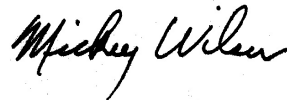
FISCAL DESCRIPTION

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

City of Monett
City of West Plains
Department of Insurance, Financial Institutions and Professional Registration
Department of Public Safety
Kansas City Board of Election Commission
Office of the Secretary of State
Platte County Board of Election Commission
State Tax Commission



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Director
May 30, 2011