

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5114-01
Bill No.: Truly Agreed To and Finally Passed HB 1250
Subject: Cities, Towns and Villages; Elections; Secretary of State
Type: Original
Date: May 30, 2012

Bill Summary: This proposal allows certain third class cities to cancel any primary election for the office of mayor and councilman.

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 6 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

Section 78.090 - Monett and West Plains Elections

Officials from the **City of Monett (COM)** assumes 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 2012 primary election will cost \$7,500.

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 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 from this proposal.

ASSUMPTION (Continued)

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

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

Section 115.123 - Date of Elections

Officials at the **Office of Secretary of State (SOS)** assumes this amendment would change the first Tuesday after the first Monday in February to only allow bond issues on the ballot for such elections. SOS assumes no fiscal impact from this proposal.

In response to a similar proposal, LR 4738-05, HCS for SCS for SB 569, Officials at the **Platte County Board of Election Commission** assume a savings would be realized by districts calling for an election, as with fewer elections, more districts would be placing issues/candidates on the few remaining election dates. Thus the costs for the elections would be shared by more districts. Savings would range from \$50-\$15,000.

In response to a similar proposal, LR 4738-05, HCS for SCS for SB 569, Officials at the **Kansas City Board of Election Commission** assume a savings of \$350,000 to \$400,000 per election omitted. Eliminating the February election would save these costs. The June election is seldom held so eliminating it would have no effect.

In response to a similar proposal, LR 4738-05, HCS for SCS for SB 569, officials at the **St. Louis County Board of Election Commission** assume that there is no fiscal impact from this proposal.

Oversight assumes that changing the date of the presidential primary election would not affect the cost of the election.

ASSUMPTION (Continued)

Oversight assumes 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 77.080, 77.085 - City of Farmington Smoking Ordinance

Oversight assumes this section permits the City of Farmington in St. Francois County to propose an ordinance to prohibit smoking in certain areas and establishments within the city by submitting a petition signed by at least the same number of votes cast for all candidates for mayor at the last preceding election. Since the language is permissive and requires action by the local government and voters in the City Farmington, a fiscal impact will not be reflected on local government.

<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.

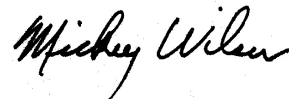
FISCAL DESCRIPTION

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

Office of Secretary of State
City of Monett
City of West Plains
St. Louis County Board of Election Commission
Platte County Board of Election Commission
Kansas City Board of Election Commission



Mickey Wilson, CPA
Director
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