

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0560-02  
Bill No.: SCS for SB 82  
Subject: Governor and Lt. Governor  
Type: Original  
Date: March 19, 2013

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Bill Summary: This proposal requires the Governor to call a special election if the Office of Lt. Governor is vacated.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
General Revenue	\$0 or (More than \$7,100,000)	\$0 or (More than \$7,100,000)	\$0 or (More than \$7,100,000)
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0 or (More than \$7,100,000)</b>	<b>\$0 or (More than \$7,100,000)</b>	<b>\$0 or (More than \$7,100,000)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
<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 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</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 2014</b>	<b>FY 2015</b>	<b>FY 2016</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 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**FISCAL ANALYSIS**

**ASSUMPTION**

Officials at the **Office of the Governor** assume there is no fiscal impact from this proposal.

Officials at the **Office of the Secretary of State** assume this proposal requires the Governor to issue a writ of election to fill the vacancy of lieutenant governor within thirty days. The special election is to be called within three months of the date of issuance of the writ. This could require an election to be held at any point regardless of the next general election date. If a special election is called to fill the vacancy by putting forth a vote of the people, Section 115.063.2 RSMo. requires the state to pay the costs. The cost of the special election has been estimated to be \$7.1 million based on the cost of the 2012 Presidential Preference Primary.

Officials at the **Office of the Lt. Governor** did not respond to Oversight’s request for fiscal impact.

It is unclear if and when a special election would occur to fill the vacancy in the Lt. Governor position. **Oversight** will reflect a \$0 (no elections called) or More than \$7.1 million (a special election called) in each fiscal year. The decision made by the Joint Committee on Legislative Research, is that the potential cost of special elections should be reflected in fiscal notes.

<u>FISCAL IMPACT - State Government</u>	FY 2014	FY 2015	FY 2016
<u>Transfer Out - Office of the Secretary of State - reimbursement of local election authorities special election costs</u>	\$0 or (More than <u>\$7,100,000</u> )	\$0 or (More than <u>\$7,100,000</u> )	\$0 or (More than <u>\$7,100,000</u> )
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE</b>	<b>\$0 or (More than <u>\$7,100,000</u>)</b>	<b>\$0 or (More than <u>\$7,100,000</u>)</b>	<b>\$0 or (More than <u>\$7,100,000</u>)</b>

FISCAL IMPACT - Local Government                      FY 2014                      FY 2015                      FY 2016

**LOCAL ELECTION AUTHORITIES**

<u>Transfer In</u> - Reimbursement from the State for special election costs	\$0 or More than \$7,100,000	\$0 or More than \$7,100,000	\$0 or More than \$7,100,000
<u>Cost</u> - Cost of a special election <b>if</b> needed	\$0 or (More than <u>\$7,100,000</u> )	\$0 or (More than <u>\$7,100,000</u> )	\$0 or (More than <u>\$7,100,000</u> )

**ESTIMATED NET EFFECT ON LOCAL ELECTION AUTHORITIES**                      **\$0**                      **\$0**                      **\$0**

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

This act requires the Governor to call a special election whenever there is a vacancy in the Office of Lt. Governor. The winner of the special election shall serve for the remainder of the term in which the vacancy occurred. In the case of an impeachment, the office shall remain vacant during the pendency of the impeachment. If the Lieutenant Governor is acquitted, he or she shall be reinstated in office. If convicted, then the Governor shall call a special election to fill the vacancy.

This act contains an emergency clause.

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

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SOURCES OF INFORMATION

Office of the Governor  
Office of the Secretary of State

**Not Responding:**

Office of the Lt. Governor



Ross Strobe  
Acting Director  
March 19, 2013