

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4939-07
Bill No.: CCS for HCS for SCS for SB 765
Subject: Crimes and Punishment; Law Enforcement Officers and Agencies; Public Officials; Political Subdivisions; Roads and Highways; Public Records, Public Meetings
Type: Original
Date: May 11, 2016

Bill Summary: This proposal changes and establishes provisions relating to the conduct of political subdivisions, public servants, and law enforcement officers.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
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 2017	FY 2018	FY 2019
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on FTE	0	0	0

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Section 221.407

In response to similar legislation this year, HCS for HB Nos. 2188, 1533, 1393, 2114 & 2113, officials at the **Office of Administration's Division of Budget & Planning** and the **Office of the State Auditor** each assumed no fiscal impact to their respective agencies from this proposal.

In response to similar legislation this year, HCS for HB Nos. 2188, 1533, 1393, 2114 & 2113, officials at the **State Tax Commission** assumed no fiscal impact from this proposal.

Sections 304.125 & 575.320

In response to a previous version, officials at the **City of Columbia** do not have a policy governing the number of traffic citations issued. Therefore, no fiscal impact is expected.

In response to a previous version, officials at the **City of Independence** assumed this bill will significantly impact law enforcement. Fiscal Impact is an indirect impact of this bill. Self initiated activity is a significant part of a police officer's duties and responsibilities. Writing tickets is a part of the measurement of this duty. While there are other components of measuring self-initiated activity, this has to be included as a part of performance measures.

Officials at the **City of Kansas City** state it is unknown if there will be a loss of revenue. The Kansas City Police Department (KCPD) is not controlled by the City of Kansas City. It is the City's understanding that the KCPD does not use quotas for traffic tickets. If that understanding is correct there is no impact, and the extension of the prohibition on ticket quotas to full-time traffic officers would not be a change in the KCPD's practices.

In response to a previous version, officials at **St. Louis County**, the **Cole County Sheriff's Department**, the **Columbia Police Department** and the **St. Louis County Police Department** each assumed no fiscal impact to their respective entities from this proposal.

In response to a previous version, officials at the **Callaway County Commission** assumed no fiscal impact from this proposal.

In response to a previous version, officials at the **Jackson County Sheriff's Department** stated they do not have quotas, but the administration of these changes will be difficult.

ASSUMPTION (continued)

Oversight assumes the vast majority of police departments and sheriffs departments already adhere to the proposed changes regarding ticket quotas and that the bill does not directly require law enforcement to issue more tickets or fewer tickets. The proposal may have an indirect administrative impact on local law enforcement; however, Oversight will assume no direct fiscal impact from this proposal.

In response to a previous version, officials at the **Office of the Attorney General (AGO)** assumed that any potential costs arising from this proposal can be absorbed with existing resources. The AGO may request additional appropriations if the proposal results in a significant increase in cases.

Section 610.100

In response to a previous version, officials at the **Department of Conservation** assumed the proposed legislation would have a negative fiscal impact on the Department funds more than \$100,000 annually due to the need for considerable electronic storage space.

Oversight assumes according to section 610.100 of the proposal that mobile video recordings reports are considered closed records and the Department of Conservation is not required to make these recordings. Therefore, Oversight will assume no direct fiscal impact for the Department for this proposal.

In response to a previous version, officials from the **Office of the State Auditor**, the **Department of Public Safety - Missouri Gaming Commission**, the **Department of Public Safety - Division of Fire Safety**, the **Department of Public Safety - Missouri Veterans Commission**, the **Missouri Consolidated Health Care Plan**, the **Joint Committee on Public Employee Retirement**, the **Administrative Hearing Commission**, the **Missouri Lieutenant Governor**, the **Legislative Research**, the **Missouri State Employees Retirement System**, the **Missouri Lottery Commission**, the **Missouri Senate**, the **Department of Public Safety - Alcohol and Tobacco Control** and the **Department of Public Safety - State Emergency Management Agency** each assumed the current proposal would not fiscally impact their respective agencies.

Bill as a whole

Officials at the **Office of Prosecution Services**, the **Joint Committee on Administrative Rules**, the **Missouri Ethics Commission**, the **Office of the Secretary of State**, the **Department of Public Safety's Missouri Highway Patrol** and the **Department of Social Services** each assume no fiscal impact to their respective agencies from this proposal.

ASSUMPTION (continued)

In response to a previous version, officials at the **Office of the State Courts Administrator**, the **Department of Corrections**, the **Department of Higher Education**, the **Department of Revenue**, the **Department of Economic Development**, the **Department of Elementary and Secondary Education**, the **Office of the Governor**, the **Department of Mental Health**, the **Department of Health and Senior Services**, the **Department of Natural Resources**, the **Missouri Department of Transportation**, the **Office of the State Public Defender**, the **Office of the State Treasurer**, the **Department of Agriculture** and the **State Tax Commission** each assumed no fiscal impact to their respective agencies from this proposal.

Officials at the **St. Louis County Board of Election Commission**, the **Springfield Police Department** and the **St. Louis County Justice Service** each assume no fiscal impact to their respective entities from this proposal.

In response to a previous version, officials at the **Jackson County Board of Election Commission** and the **Cole County Sheriff's Department** each assumed no fiscal impact to their respective entities from this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
	<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 direct fiscal impact.

FISCAL DESCRIPTION (continued)

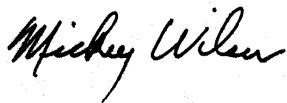
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the State Courts Administrator
Department of Public Safety
 Missouri Highway Patrol
 State Emergency Management Agency
 Alcohol & Tobacco Control
 Missouri Gaming Commission
 Division of Fire Safety
 Veterans Commission
Missouri Consolidated Health Care Plan
Joint Committee on Public Employee Retirement
Office of Administration
 Budget and Planning
 Administrative Hearing Commission
Missouri Lieutenant Governor
Legislative Research
Missouri State Employees Retirement System
Missouri Lottery Commission
Missouri Senate
Office of Prosecution Services
Missouri Ethics Commission
Joint Committee on Administrative Rules
Office of the Attorney General
Department of Higher Education
Department of Corrections
Department of Revenue
Department of Economic Development
Department of Elementary and Secondary Education
Office of the Governor
Department of Mental Health
Department of Health and Senior Services
Department of Natural Resources
Missouri Department of Transportation
Office of the State Public Defender
Office of the State Treasurer
Office of the Secretary of State

SOURCES OF INFORMATION (continued)

Department of Agriculture
State Tax Commission
St. Louis County
Cole County Sheriff's Department
Columbia Police Department
St. Louis Police Department
Callaway County Commission
City of Kansas City
City of Independence
Jackson County Sheriff's Department
Jackson County Board of Election Commission
City of Columbia
Springfield Police Department
St. Louis County Justice Services
Department of Conservation
Office of the State Auditor
St. Louis County Board of Election Commission
Missouri Ethics Commission
Department of Social Services



Mickey Wilson, CPA
Director
May 11, 2016

Ross Strobe
Assistant Director
May 11, 2016