

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 6319-01
Bill No.: SB 1012
Subject: Courts; Civil and Criminal Procedures
Type: #Updated
Date: February 29, 2016
 #Updated to reflect Office of the State Courts Administrator and Office of the State Treasurer responses.

Bill Summary: This proposal allows any single noncharter county judicial circuit to collect a court surcharge to be used towards the maintenance and construction of judicial facilities.

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
#Justice Center Fund	\$0	\$0	\$0
#Total Estimated Net Effect on Other State Funds*	\$0	\$0	\$0

#*Distribution increases (decreases) net to zero.
 Numbers within parentheses: () indicate costs or losses.
 This fiscal note contains 5 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	Up to \$847,680	Up to \$847,680	Up to \$847,680

FISCAL ANALYSIS

ASSUMPTION

Due to time constraints, **Oversight** originally prepared a fiscal note for this bill without all of the agency responses. Oversight has since obtained the agency responses and upon review of those responses, believes the original fiscal note should be updated. Therefore, this fiscal note updates the original by providing agency responses.

#Officials at the **Office of the State Courts Administrator (OSCA)** assume the proposed legislation allows any single noncharter county judicial circuit to collect a court surcharge to be used towards the maintenance and construction of judicial facilities. The 6th Circuit (Platte County), 7th Circuit (Clay County), 19th Circuit (Jasper County) and 31st Circuit (Greene County) qualify. Based on FY 2015 data, there were 40,890 filed civil cases and 43,878 filed criminal cases. OSCA anticipates the surcharge could be up to approximately \$847,680 (40,890 + 43,878 = 84,768 (\$10) = \$847,680)).

#Officials at the **Office of the State Treasurer** assume no fiscal impact from this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
#JUSTICE CENTER FUND			
# <u>Revenue</u> - \$10 surcharge on cases in the 6 th , 7 th , 19 th , 31 st Judicial Circuits (\$488.2206)	Up to \$847,680	Up to \$847,680	Up to \$847,680
# <u>Transfer Out</u> - to the Counties (\$488.2206)	(Up to <u>\$847,680</u>)	(Up to <u>\$847,680</u>)	(Up to <u>\$847,680</u>)
#ESTIMATED NET EFFECT ON JUSTICE CENTER FUND	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
#LOCAL POLITICAL SUBDIVISIONS			
<u>#Revenue - 6th, 7th, 19th, and 31st Judicial Circuits (\$488.2206)</u>	<u>Up to \$847,680</u>	<u>Up to \$847,680</u>	<u>Up to \$847,680</u>
#ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS	<u>Up to \$847,680</u>	<u>Up to \$847,680</u>	<u>Up to \$847,680</u>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

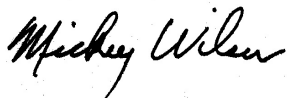
This act provides that any single noncharter county judicial circuit, rather than just the Thirty-First Judicial Circuit, shall collect a surcharge of up to ten dollars in all cases to be deposited in an account known as the "Justice Center Fund." In addition to costs associated with the construction, maintenance, and operation of a judicial facility, the act states that the funds from the surcharge may be used for the planning, including architectural and engineering plans, of a judicial facility or justice center.

The county or municipality shall maintain records identifying all funds received and expenditures made from the fund.

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
#Office of the State Treasurer



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