

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0056-09
Bill No.: HCS for HB Nos. 302 & 228
Subject: Crimes and Punishment; Law Enforcement Officers and Agencies
Type: Original
Date: February 2, 2017

Bill Summary: This proposal establishes the Blue Alert System.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Highway	(\$60,000)	(\$5,125)	(\$5,253)
Blue Alert System	\$0 or Unknown	\$0 or Unknown	\$0 or Unknown
Total Estimated Net Effect on <u>Other</u> State Funds	(\$60,000) to Unknown	(\$5,125) to Unknown	(\$5,253) to Unknown

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
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 2018	FY 2019	FY 2020
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety - Office of the Director** assume the costs associated with the meeting requirements for the Oversight Committee, primarily travel to/from the meetings can be absorbed within the budget for the Office of the Director. We defer to the response from the Missouri Highway Patrol for the balance of the stated needs due to this legislation.

Officials from the **Department of Public Safety - Missouri Highway Patrol (MHP)** state there is hereby created a statewide program called the "Blue Alert System" referred to in this section as the "System" to aid in the identification, location, and apprehension of any individual suspected of killing or seriously wounding a law enforcement officer. The Criminal Justice Information Services Division estimates 600 hours at a cost of \$100 per hour for a total of \$60,000 (600 x \$100) based on the following projections:

100 Hours - Discovery and Design
350 Hours - Write Code to Develop Blue Alert Module
150 Hours - Testing
600 Hours x \$100 = \$60,000

In addition, the Patrol estimates an annual maintenance cost of \$5,000.

Officials from the **Department of Transportation**, the **Missouri Lottery Commission**, the **Office of the State Courts Administrator**, the **Office of the State Treasurer**, the **Department of Corrections**, and the **Office of the State Public** each assume the proposal would not fiscally impact their respective agencies.

Officials from the **Office of Prosecution Services (OPS)** assume the proposal would not have a measurable fiscal impact on their agency. The creation of a new crime creates additional responsibilities for county prosecutors which may, in turn, result in additional costs which are difficult to determine.

In response to a similar proposal from this year (HB 228), officials from the **Springfield Police Department** and the **Boone County Sheriff's Department** each assumed the proposal would not fiscally impact their respective agencies.

ASSUMPTION (continued)

In response to a previous version, officials from the **Office of the Secretary of State (SOS)**, stated many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$2,500. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, we also recognize that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what our office can sustain with our core budget. Therefore, we reserve the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

Officials from the **Joint Committee on Administrative Rules** state this legislation is not anticipated to cause a fiscal impact beyond its current appropriation.

Oversight notes that this House Committee Substitute creates a new fund, the Blue Alert System Fund that shall consist of "all gifts, donations, transfers, and bequests to the fund." Oversight will reflect a \$0 or Unknown amount of gifts, donations, and bequests into the fund each year. Oversight will also reflect the Missouri Highway Patrol's costs coming from that fund and since we are unsure if enough donations will be made into the new fund to cover those expenses, we will also reflect a Transfer Out from Highway Funds to cover them.

<u>FISCAL IMPACT - State Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
HIGHWAY FUND			
<u>Transfer Out</u> - to Blue Alert System Fund to cover consultant fee and annual maintenance for Blue Alert System	<u>(\$60,000)</u>	<u>(\$5,125)</u>	<u>(\$5,253)</u>
ESTIMATED NET EFFECT ON THE HIGHWAY FUND	<u>(\$60,000)</u>	<u>(\$5,125)</u>	<u>(\$5,253)</u>

<u>FISCAL IMPACT - State Government</u> (continued)	FY 2018 (10 Mo.)	FY 2019	FY 2020
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BLUE ALERT SYSTEM FUND

<u>Transfer In</u> - from Highway Fund	\$60,000	\$5,125	\$5,253
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<u>Revenue</u> - Gifts, donations, or bequests to the fund	\$0 or Unknown	\$0 or Unknown	\$0 or Unknown
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Cost - DPS - MHP

Consultant fee and annual maintenance for Blue Alert System	<u>(\$60,000)</u>	<u>(\$5,125)</u>	<u>(\$5,253)</u>
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ESTIMATED NET EFFECT TO THE BLUE ALERT SYSTEM FUND	<u>\$0 or Unknown</u>	<u>\$0 or Unknown</u>	<u>\$0 or Unknown</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
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<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

The bill establishes the Blue Alert System to aid in the identification, location, and apprehension of any individual or individuals suspected of killing or seriously injuring a local, state, or federal law enforcement officer. The Department of Public Safety will coordinate with local law enforcement agencies and public commercial television and radio broadcasters to effectively implement the system. Participation is entirely optional for local law enforcement agencies and federally licensed radio and television broadcasters, but the program will include at least: the Department of Public Safety, Highway Patrol, Department of Transportation, and Missouri Lottery. Knowingly making a false report that triggers an alert is a class A misdemeanor.

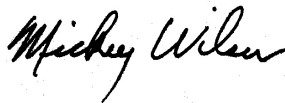
FISCAL DESCRIPTION (continued)

The bill also establishes the Blue Alert System Oversight Committee, which will develop criteria and procedures for the "Blue Alert System." The committee will be housed in the Department of Public Safety. The bill specifies how many members the committee will have, what entities will be represented, and the length of the terms members will serve.

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

Department of Public Safety
Department of Transportation
Missouri Lottery Commission
Department of Corrections
Office of the State Courts Administrator
Office of the State Public Defender
Springfield Police Department
Boone County Sheriff's Department
Office of Prosecution Services
Office of the Secretary of State
Joint Committee on Administrative Rules



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February 2, 2017

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