

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4829-02
Bill No.: SCS for HB 1355
Subject: Law Enforcement Officers and Agencies; Emergencies
Type: Original
Date: April 6, 2018

Bill Summary: This proposal modifies provisions related to public safety.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
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 2019	FY 2020	FY 2021
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
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 2019	FY 2020	FY 2021
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Section 273.450 - Officials from the **Department of Agriculture (AGR)** state the time and cost of one full time Veterinarian employee would be necessary to train and certify applicants, along with ensuring all Animal Care Training requirements are followed.

AGR notes the cost for the full time Veterinarian employee salary was calculated with the assumption of this employee training, traveling, and processing paperwork. The salary range assumed is approximately \$73,000 per year with added fringe benefits. E & E is for a vehicle, computer and phone. The projected costs for equipment is \$25,867 with ongoing yearly expenses being approximately \$4,500. In summary, AGR assumes a cost of approximately \$110,000 per year to the General Revenue Fund.

Oversight assumes the State Veterinarian only has to review and approve training materials within 14 days of receipt. Oversight assumes there will not be a substantial number of individuals or organizations that will submit training materials in order to train peace officers in cases of animal neglect and abuse. Oversight assumes an additional FTE is not needed.

In response to a proposal with similar provisions (HB 1828), officials from the **Department of Public Safety (DPS)** assumed this would have an unknown negative fiscal impact as the subject area is unknown, as well as how many training providers are operating in the state.

Oversight assumes DPS is provided with core funding to handle a certain amount of activity each year. Oversight assumes DPS could absorb the costs related to this proposal.

Officials from the **Department of Corrections**, the **Department of Public Safety (Missouri Highway Patrol and State Emergency Management Agency)**, the **Department of Labor and Industrial Relations** and the **Joplin Police Department** each assume the proposal would not fiscally impact their respective agencies.

Section 590.210 In response to other proposals with similar provisions, officials from the **Department of Public Safety - Missouri National Guard** and the **Columbia Police Department** each assumed the proposal would not fiscally impact their respective agencies.

In response to a similar proposal from 2017 (HB 645), officials from the **Springfield Police Department** stated there could be a possible fiscal impact to their department and the City of Springfield if they choose to pay the retired officers, or the retired officer suffers an injury or line-of-duty death during the temporary employment.

ASSUMPTION (continued)

Oversight assumes this proposal is permissive to local political subdivisions and their police departments or sheriff's departments regarding the temporary employment of retired peace officers. Therefore, Oversight will not reflect a potential impact from this proposal.

According to officials from the **Office of the Secretary of State (SOS)**, 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.

Officials from the **Attorney General's Office (AGO)** assume that any potential costs arising from this proposal could be absorbed with existing resources. The AGO may seek additional appropriations if there is a significant increase in litigation.

Officials at the **Department of Revenue (DOR)** assume the following regarding this proposal:

§302.025

Requires all driver training programs to include instruction on traffic stop etiquette, and information provided by the Department pursuant to §302.176. Driver training programs defined to include private driver education programs as well as instruction by those teaching under Department of Elementary and Secondary Education (DESE) certification.

§302.176

Requires the Department to provide all first-time licensees information on law enforcement procedures for traffic stops, including; proper interaction by drivers on traffic stops; and

ASSUMPTION (continued)

constitutional rights of drivers for traffic stops, including legal rights related to search and seizure, the right to remain silent, and the right to an attorney. The Department is to promulgate rules to administer these requirements, in consultation with the Missouri State Highway Patrol and the Office of the Attorney General.

To implement these provisions the Department will be required to:

- Update the Department's website;
- Develop a brochure for posting to the Department website for printing by applicant;
- Work with OA-ITSD regarding program changes to the MEDL system and supporting applications to generate the additional proposed information page;
- Complete business decision documents;
- Complete user acceptance testing of required system changes;
- Update the Uniformed License Issuance Manual (ULIM); and
- Work with Missouri State Highway Patrol (MSHP) to develop a new Administrative Rule in regards to information to be distributed as allowed by the proposed language.

Administrative Impact

FY 2019 - Personnel Services Bureau

Administrative Analyst III	80 hrs. @ \$19.43 per hr.	= \$1,554
Management Analysis Spec I	104 hrs. @ \$18.42 per hr.	= <u>\$1,916</u>
Total		= \$3,470

ASSUMPTION (continued)

FY 2019 - Driver License Bureau

Administrative Analyst II	240 hrs. @ \$17.13 per hr.	= \$4,111
Management Analysis Spec II	270 hrs. @ \$20.57 per hr.	= \$5,554
Revenue Manager Band I	60 hrs. @ \$25.05 per hr.	= <u>\$1,503</u>
Total		\$11,168

Total Costs **\$14,638**

OA-ITSD services will be required at a cost of **\$13,284** (177.12 hours x \$75 per hour) in FY 2019.

Oversight assumes DOR is provided with core funding to handle a certain amount of activity

ASSUMPTION (continued)

each year. Oversight assumes DOR could absorb the costs related to this proposal.

Officials at the **Department of Elementary and Secondary Education** defer to local school districts for the fiscal impact of this proposal.

In response to a proposal with similar provisions (SB 662), officials from the **Northeast Nodaway R-V Schools, Summersville R-2 School District, Kirksville R-III Schools and West Plains Schools** each assumed the proposal will have no fiscal impact on their respective organizations.

<u>FISCAL IMPACT - State Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<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.

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
 Missouri Highway Patrol
 Director's Office
 State Emergency Management Agency
 National Guard
Department of Agriculture
Department of Labor and Industrial Relations
Office of the Secretary of State
Joint Committee on Administrative Rules
Department of Revenue
Department of Elementary and Secondary Education
Columbia Police Department
Springfield Police Department
Northeast Nodaway R-V Schools
Summersville R-2 School District
Kirksville R-III Schools
West Plains Schools

Ross Strope



Acting Director
April 6, 2018