

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3736-01
Bill No.: SB 589
Subject: Law Enforcement Officers and Agencies; Political Subdivisions; Immigration;
Federal-State Relations
Type: Original
Date: January 2, 2020

Bill Summary: This proposal modifies provisions relating to sanctuary policies enacted by political subdivisions.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
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 2021	FY 2022	FY 2023
Local Government	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)

FISCAL ANALYSIS

ASSUMPTION

Officials at the **Office of the Attorney General (AGO)** assume any additional litigation costs arising from this proposal can be absorbed with existing personnel and resources, however, the AGO may seek additional appropriations if there is a significant increase in litigation.

Officials at the **Missouri Highway Patrol** assume no fiscal impact from this proposal.

Officials at the **City of Kansas City**, the **City of Springfield**, the **Boone County Sheriff's Department** and the **St. Louis County Police Department** each assume no fiscal impact to their respective entities from this proposal.

Oversight notes the proposal states “Any political subdivision of this state that enacts or adopts a sanctuary policy shall be ineligible for any moneys provided through grants administered by any state agency or department until the sanctuary policy is repealed or is no longer in effect.” The language is being changed in §67.307.2 from “municipality” to “political subdivision”. While “municipality” is defined in §67.307.1, the word “political subdivision” is not. Oversight also assumes this proposal is permissive in nature and would have no local fiscal impact without the action of the governing body of the political subdivision. Therefore, Oversight will assume a negative fiscal impact of \$0 to unknown for this proposal.

Oversight only reflects the responses that we have received from state agencies and political subdivisions; however, other police and sheriff's departments were requested to respond to this proposed legislation, but did not. A general listing of political subdivisions included in our database is available upon request.

<u>FISCAL IMPACT - State Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
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LOCAL POLITICAL SUBDIVISIONS

Loss - Local Political Subdivisions - of potential funding if sanctuary policies are enacted or adopted	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
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ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</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

This act adds law enforcement policies, whether formally enacted or informally adopted, to the definition of "sanctuary policy" with regard to political subdivisions. Under this act, a sanctuary policy includes any order, ordinance, or law enforcement policy by a municipality that:

- Violates federal law prohibiting local and state governments from enacting laws or policies that limit communication with the Department of Homeland Security;
- Restricts the municipality's cooperation with Immigration and Customs Enforcement (ICE) to obtain custody or transfer any alien into the custody of ICE; or
- Prevents the municipality's law enforcement officers from asking an individual his or her citizenship or immigration status.

Additionally, this act provides that political subdivisions, rather than municipalities, will be ineligible for certain state funds if any sanctuary policies are adopted.

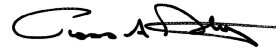
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the Attorney General
Missouri Highway Patrol
City of Kansas City
City of Springfield
Boone County Sheriff's Department
St. Louis County Police Department



Julie Morff
Director
January 2, 2020



Ross Strobe
Assistant Director
January 2, 2020