

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5869S.01I
Bill No.: SB 1240
Subject: Attorney General; Consumer Protection; Crimes and Punishment
Type: Original
Date: April 11, 2022

Bill Summary: This proposal establishes the Organized Retail Crime Task Force.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
General Revenue*	(\$452,950)	(\$489,216)	(\$495, 127)
Total Estimated Net Effect on General Revenue	(\$452,950)	(\$489,216)	(\$495, 127)

*Subject to appropriation.

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Organized Retail Crime Task Force**	\$0	\$0	\$0
Total Estimated Net Effect on <u>Other State Funds</u>	\$0	\$0	\$0

**Transfers-In from General Revenue and expenses of the five (5) additional FTE (of approximately \$500,000 per year) for the new task force assumed to offset.

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Organized Retail Crime Task Force	5 FTE	5 FTE	5 FTE
Total Estimated Net Effect on FTE	5 FTE	5 FTE	5 FTE

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Attorney General’s Office (AGO)** state Section 407.501.5 required that the Organized Retail Crime Task Force shall consist of “at least one fulltime prosecutor, one paralegal, one support staff person, at least two investigators, and four peace officers.” The AGO assumes that all but the four peace officers will be required to be employees of the AGO. Therefore this section will require additional FTE in the AGO. The AGO assumes the cost of this proposal will be \$412,950 or greater in FY 2022 as this legislation sets the minimum number of employees required to be hired by the AGO. The AGO assumed the following salaries:

Assistant Attorney General IV	\$80,000
Paralegal	\$44,226
Legal Secretary	\$33,180
Investigator (2)	\$47,250

Oversight will assume the four (4) peace officers assigned to the task force will not be employees of the state. Oversight will assume an annual cost of \$10,000 each for travel and other expenses.

Officials from the **Department of Public Safety – Office of the Director, Missouri Highway Patrol, Office of the State Treasurer** and the **Missouri Office of Prosecution Services** each assume the proposal would not fiscally impact their respective agencies.

Oversight notes that the above mentioned agencies have stated the proposal would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note for these agencies.

<u>FISCAL IMPACT – State Government</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
GENERAL REVENUE FUND			
<u>Costs</u> – transfer-out to the Organized Retail Crime Task Force Fund	(\$452,950)	(\$489,216)	(\$495, 127)
ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND	<u>(\$452,950)</u>	<u>(\$489,216)</u>	<u>(\$495, 127)</u>
<u>FISCAL IMPACT – State Government (continued)</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
ORGANIZED RETAIL CRIME TASK FORCE FUND			
<u>Transfer In</u> – from General Revenue	\$452,950	\$489,216	\$495, 127
<u>Costs</u> – AGO – staff (5 FTE) of the Organized Retail Crime Task Force			
Personal Service (5 FTE)	(\$209,922)	(\$254,425)	(\$256,969)
Fringe Benefits	(\$120,599)	(\$145,568)	(\$146,427)
Expense & Equipment	(\$82,429)	(\$48,494)	(\$49,706)
<u>Total Costs</u> - AGO	(\$412,950)	(\$448,487)	(\$453,102)
<u>Costs</u> – AGO - four peace officers expenses	(\$40,000)	(\$41,000)	\$42,025)
ESTIMATED NET EFFECT TO THE ORGANIZED RETAIL CRIME TASK FORCE FUND	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Estimated Net FTE Change on the Organized Retail Crime Task Force Fund	5 FTE	5 FTE	5 FTE

<u>FISCAL IMPACT – Local Government</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
	<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

This act establishes the Organized Retail Crime Task Force within the Office of the Attorney General. The task force shall review, investigate, and prosecute appropriate cases brought before the Task Force by law enforcement agencies and loss prevention personnel.

The Task Force shall consist of at least one full-time prosecutor, one paralegal, one support staff person, two investigators, and four peace officers.

The act also creates the Organized Retail Crime Task Force Fund which shall consist of monies appropriated by the General Assembly for the operational expenses of the Task Force.

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

Attorney General’s Office
 Department of Public Safety – Office of the Director
 Missouri Highway Patrol
 Office of the State Treasurer
 Missouri Office of Prosecution Services



Julie Morff
 Director
 April 11, 2022



Ross Strobe
 Assistant Director
 April 11, 2022