

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 5503S.01I  
Bill No.: SB 1389  
Subject: Circuit Clerks; Courts; Salaries  
Type: Original  
Date: March 10, 2024

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Bill Summary: This proposal modifies the compensation of circuit clerks.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
General Revenue	(\$3,834,000)	(\$4,600,800)	(\$4,600,800)
<b>Total Estimated Net Effect on General Revenue</b>	<b>(\$3,834,000)</b>	<b>(\$4,600,800)</b>	<b>(\$4,600,800)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: () indicate costs or losses.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

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.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**FISCAL ANALYSIS**

**ASSUMPTION**

**§483.083 – Salaries of Circuit Clerks**

In response to similar legislation from this year, HCS for HB 1630, officials from the **Office of the State Courts Administrator (OSCA)** assumed the proposed legislation modifies provisions relating to the Salaries of Circuit Clerks. Section 483.083 states each circuit clerk shall annually receive compensation in the amount equal to sixty – two percent the annual salary of an Associate Circuit Judge. Based upon the FY25 projected Associate Circuit Judge salaries, the fiscal impact for Circuit Clerks would be a cost of \$ 3,358,248.

**Oversight** does not have information to the contrary and therefore, Oversight will reflect the estimate as provided by the OSCA. Oversight assumes OSCA’s amount represents the salary portion only for this proposal. Using a 37% fringe benefit rate, Oversight has estimated the new circuit clerks cost as follows:

New Statutory Salary	\$3,358,248			
Fringe at 37%	<u>\$1,242,552</u>			
TOTAL	\$4,600,800			
<b>OVERSIGHT ASSUMPTIONS:</b>				
- Legislation does not mention what charter counties salaries would be. Therefore, Oversight assumes those salaries remain the same as suggested in the FY25 OSCA Budget Book.				
- Grand total amount will be greater than amount calculated since this is not taking into account any future salary adjustments under section 476.405.				
- Oversight is assuming a 37% fringe rate for the circuit clerks.				

Therefore, **Oversight** will reflect an annual cost of \$4,600,800 for this proposal.

<u>FISCAL IMPACT – State Government</u>	FY 2025 (10 Mo.)	FY 2026	FY 2027
<b>GENERAL REVENUE</b>			
<u>Cost</u> – additional base salary increases to circuit clerks plus fringe benefits §483.083	(\$3,834,000)	(\$4,600,800)	(\$4,600,800)
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE</b>	<b>(\$3,834,000)</b>	<b>(\$4,600,800)</b>	<b>(\$4,600,800)</b>

<u>FISCAL IMPACT – Local Government</u>	FY 2025 (10 Mo.)	FY 2026	FY 2027
	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

FISCAL IMPACT – Small Business

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

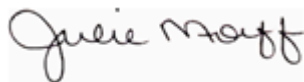
FISCAL DESCRIPTION

Currently, circuit clerks receive compensation in an amount based on the county or city in which the circuit clerk serves. This act modifies the provision to provide that the circuit clerks shall receive compensation in amount of 62% of the annual salary of an associate circuit judge.

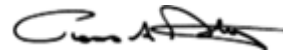
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the State Courts Administrator



Julie Morff  
 Director  
 March 10, 2024



Ross Strobe  
 Assistant Director  
 March 10, 2024