

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1308S.01I  
 Bill No.: SB 62  
 Subject: Attorney General; County Officials; Elections  
 Type: Original  
 Date: February 3, 2025

Bill Summary: This proposal modifies provisions relating to elections.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
General Revenue*	(Unknown)	(Unknown)	(Unknown)
<b>Total Estimated Net Effect on General Revenue</b>	<b>(Unknown)</b>	<b>(Unknown)</b>	<b>(Unknown)</b>

\* **Oversight** could not determine the number of newly registered voters per year; however, Overnight assumes incomplete registrations would be a small proportion of the newly registered voters. Therefore, Oversight does not anticipate the cost would exceed \$250,000.

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
<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 2026</b>	<b>FY 2027</b>	<b>FY 2028</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 2026</b>	<b>FY 2027</b>	<b>FY 2028</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 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>Local Government*</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

\*Transfer in and out net to zero

## FISCAL ANALYSIS

### ASSUMPTION

Sections 115.013-115.160, 115.158, 115.195, 115.221 and 115.642 – Modifies various provisions relating to elections

Officials from the **Office of the Secretary of State (SOS)** states this legislation requires all persons registering to vote to provide documentary proof of United States citizenship. Any person who registers by mail and does not provide such proof will receive a mailed notice from the local election authority. This is a new responsibility that must be funded by the state under Article X, Section 21 of the Missouri Constitution. The exact cost of materials and postage that the state must cover is unknown.

Officials from the **Missouri Ethics Commission** assume this proposal will have no fiscal impact on their organization.

Officials from the **Office of Attorney General (AGO)** assume, using case numbers from the previous year and under the assumption that most cases will be handled by local officials, assume any potential litigation costs arising from this proposal can be absorbed with existing resources. The AGO may seek additional appropriations if there are significant increases in litigation, caseload, investigation costs, or other responsibilities relating to the proposal. In the event of such increases, a fiscal note recommending 0.5 AAGs would be necessary and has been added for the convenience of the Oversight Division, the committee, and the General Assembly.

**Oversight** does not have any information to the contrary. Therefore, Oversight assumes the AGO will be able to perform any additional duties required by this proposal with current staff and resources and will reflect no fiscal impact to the AGO for fiscal note purposes. If multiple bills pass which require additional staffing and duties at substantial costs, the AGO could request funding through the appropriation process.

Officials from the **St. Louis County Board of Elections (BOE or Board)** state when a voter submits a registration without the proper proof of citizenship, the BOE would be required to send them a letter informing them what additional pieces of information the Board needs. The Board estimates the total cost per letter, when factoring in postage, printing and labor, to be \$1.66 per letter. Requiring proof of citizenship to register to vote could substantially increase the number of incomplete registrations received, thus increasing the number of letters needing to be sent out. If 10,000 voters per year fail to provide proper proof of citizenship when registering to vote, that would require an additional cost of \$16,600 to send letters. If the number of voters who submit a registration without proper proof of citizenship is increased to 50,000, the cost increases to \$83,000.

**Oversight** notes the total number of registered voters in Missouri by year below:

2022 – 4,286,342  
2020 – 4,338,133  
2018 – 4,213,092  
2016 – 4,223,787

**Oversight** could not determine the number of newly registered voters per year; however, Overnight assumes incomplete registrations would be a small proportion of the newly registered voters. Therefore, Oversight does not anticipate the cost would exceed \$250,000. If this assumption is incorrect, this would alter the fiscal impact as presented in this fiscal note. If additional information is received, Oversight will review it to determine if an updated fiscal note should be prepared and seek approval to publish a new fiscal note.

Officials from the **Platte County Board of Elections** and the **St. Louis City Board of Elections** assume this proposal will have no fiscal impact on their organizations.

**Oversight** will reflect the transfer out of General Revenue per Article X, Section 21 of the Missouri Constitution to reimburse the local election authorities.

#### Rule Promulgation

Officials from the **Office of the Secretary of State (SOS)** note 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 \$5,000. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes 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 the office can sustain with its core budget. Therefore, the SOS reserves 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** only reflects the responses received from state agencies and political subdivisions; however, other Election Authorities and County Clerks were requested to respond to this proposed legislation but did not. A listing of political subdivisions included in the Missouri Legislative Information System (MOLIS) database is available upon request.

<u>FISCAL IMPACT – State Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
<b>GENERAL REVENUE</b>			
<u>Transfer out – SOS – Reimbursement to LEA’s for increase in costs related to voter verification</u>	(Unknown)	(Unknown)	(Unknown)
<b>ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND</b>	<b><u>(Unknown)</u></b>	<b><u>(Unknown)</u></b>	<b><u>(Unknown)</u></b>

<u>FISCAL IMPACT – Local Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
<b>LOCAL ELECTION AUTHORITIES</b>			
<u>Transfer in - from SOS - Reimbursement to LEA’s for an increase in costs related to voter verification</u>	Unknown	Unknown	Unknown
<u>Costs – LEA’s – Increase in costs related to voter verification</u>	(Unknown)	(Unknown)	(Unknown)
<b>ESTIMATED NET EFFECT ON LOCAL ELECTION AUTHORTIES</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

FISCAL IMPACT – Small Business

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

FISCAL DESCRIPTION

VOTER REGISTRATION - DOCUMENTARY PROOF OF CITIZENSHIP (Sections 115.013 to 115.160)

The act requires documentary proof of United States citizenship, as that term is defined in the act, in order to register to vote. Additionally, all information required to be provided on a voter registration form shall be personally provided by the person seeking to register.

MAINTENANCE OF VOTER REGISTRATION LISTS (Sections 115.158, 115.195, and 115.221)

Currently, the Secretary of State (SOS) and election authorities are required to perform system maintenance on a regular basis. This act requires such maintenance to be performed on a quarterly basis.

The clerk of each circuit court in the state is required to prepare and transmit to the SOS a complete list of all persons who identify themselves as not being citizens of the United States when called to jury duty. This report shall be sent on a monthly basis.

If an election authority determines that a person who is not eligible to vote registered to vote or voted in an election, the election authority shall execute and deliver to the Attorney General, SOS, and the relevant prosecuting or circuit attorney an affidavit stating the relevant facts.

REFERRAL OF VIOLATION OF ELECTION LAWS (Section 115.642)

Current law provides that if the SOS finds that reasonable grounds appear that the alleged election offense was committed, the SOS may issue a probable cause statement and refer the offense to the appropriate prosecuting attorney. This act permits referral to the AG instead.

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

L.R. No. 1308S.011

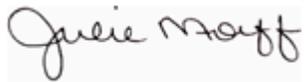
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SOURCES OF INFORMATION

Office of the Secretary of State  
Attorney General's Office  
Missouri Ethics Commission  
Platte County Board of Elections  
St. Louis City Board of Elections  
St. Louis County Board of Elections



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February 3, 2025



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