

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. NO.     2614-01  
BILL NO.    SB 671  
SUBJECT:    Crimes and Punishment  
TYPE:       Corrected\*  
DATE:       January 7, 2000  
 \*To correct bill number

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
General Revenue	less than (\$100,000)	less than (\$100,000)	less than (\$100,000)
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>less than (\$100,000)</b>	<b>less than (\$100,000)</b>	<b>less than (\$100,000)</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None			
<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 LOCAL FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses  
 This fiscal note contains 4 pages.

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**FISCAL ANALYSIS**

ASSUMPTION

Officials from the **Department of Public Safety - Missouri State Highway Patrol, Office of Prosecution Services, and Office of the Attorney General** assume there would be no fiscal impact to their agencies as a result of this proposal.

Officials from the **Office of the State Public Defender (SPD)** assume that existing staff could provide representation for those stealing cases arising where the indigent persons were charged with escalated felonies due to the amount of dollars involved. However, passage of more than one similar bill would require the State Public Defender System to request increased appropriations to cover the cumulative cost of representing the indigent accused in the additional cases.

Officials of the **Office of the State Courts Administrator (CTS)** stated that this proposal would increase the penalty for some stealing offenses and lower the threshold for certain felony theft. CTS would not anticipate a significant impact on the workload of the judiciary.

In response to a similar proposal last session, officials from the **Department of Corrections (DOC)** assumed the proposal lowers the value threshold from \$750 to \$425, thereby lowering the value by which stealing becomes a class C felony. This could result in more offenders being convicted of a class C felony and could impact the length of stay of offenders sentenced to confinement.

Currently, the DOC cannot predict the impact that could result from the raising and lowering of these value thresholds on the number of offenders sentenced to incarceration or to a period of probation, but it is assumed that the impact would be \$0 or a minimal amount that could be absorbed within existing resources.

The need for additional capital improvements is not anticipated at this time. It must be noted that the cumulative effect of various new legislation, if adopted, could result in the need for additional capital improvements funding if the total number of new offenders exceeds current planned capacity.

The total ten year fiscal impact would be unknown, but DOC officials assumed the fiscal impact would be \$0, or a minimal amount that could be absorbed, per year.

Oversight assumes the proposal could result in more offenders being incarcerated or placed on probation.

ASSUMPTION (continued)

Additional costs for supervision and care by the DOC, although unknown, would likely be less than \$100,000 annually.

<u>FISCAL IMPACT - State Government</u>	FY 2001	FY 2002	FY 2003
	less than (\$100,000)	less than (\$100,000)	less than (\$100,000)

<u>FISCAL IMPACT - Local Government</u>	FY 2001	FY 2002	FY 2003
	0	0	0

FISCAL IMPACT - Small Business

No direct fiscal impact on small businesses would be expected due to this proposal.

DESCRIPTION

This proposed legislation would establish stealing, class D felony, for property valued between \$150 and \$425; class C felony, \$425 or more; separate felonies for theft of materials associated with the manufacture of meth reduced from \$750 to \$150; receiving stolen property carries same penalty as stealing.

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

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SOURCES OF INFORMATION

Department of Corrections  
Office of Prosecution Services  
Office of State Public Defender  
Department of Public Safety - Missouri State Highway Patrol  
Office of State Courts Administrator  
Office of the Attorney General

**NOT RESPONDING: Department of Corrections**

A handwritten signature in black ink, appearing to read "Jeanne Jarrett". The signature is written in a cursive, flowing style.

Jeanne Jarrett, CPA  
Director  
January 7, 2000