

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. NO.: 4365-01  
BILL NO.: SB 960  
SUBJECT: Trespassing  
TYPE: Original  
DATE: February 25, 2000

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None	\$0	\$0	\$0
<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 3 pages.

**FISCAL ANALYSIS**

**ASSUMPTION**

Officials from the **Office of State Courts Administrator** and the **Office of Attorney General** assume their agencies would not be fiscally impacted by this proposed legislation.

Officials from the **Office of Prosecution Services** assume the impact of this proposal could be absorbed by prosecutors.

Officials from the **Department of Corrections** assume the impact to their agency under the proposed legislation would be \$0/minimal.

Officials from the **Office of State Public Defender (SPD)** assume that for the purpose of this proposed legislation existing staff could provide representation for those 15-20 cases arising where indigent persons were charged with the new trespassing crimes. However, officials noted that passage of more than one similar bill would require the SPD system to request increased appropriations to cover cumulative costs of representing the indigent accused in the additional cases.

Officials from the **Department of Elementary and Secondary Education** assume fine moneys collected at the county level are redistributed back to the school districts of the county. These revenues are then taken as a deduction in calculating state aid. Thus, additional fine moneys which may result under this proposal would result in a redistribution of State Schools Moneys Fund. However, the magnitude of the redistribution is not expected to be significant. There would be no net savings or cost increase to the state under this proposal. Additionally, on the local level, school districts net revenues would not change.

<b><u>FISCAL IMPACT - State Government</u></b>	<b>FY 2001</b> (10 Mo.)	<b>FY 2002</b>	<b>FY 2003</b>
	\$0	\$0	\$0
<b><u>FISCAL IMPACT - Local Government</u></b>	<b>FY 2001</b> (10 Mo.)	<b>FY 2002</b>	<b>FY 2003</b>
	\$0	\$0	\$0

**FISCAL IMPACT - Small Business**

L.R. NO. 4365-01  
BILL NO. SB 960  
PAGE 3 OF 3  
February 25, 2000

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

#### DESCRIPTION

This proposal requires landowners to display "no trespassing" signs at 1,000 foot intervals. In current law, unauthorized entrance on the land of another person is a Class B misdemeanor. This proposal also subjects the violator to a fine.

Any person entering the land of another by any way other than an established entranceway is also guilty of a misdemeanor and subject to a fine of not less than \$100 for the first offense and not less than \$250 for the second offense.

Any person who enters the land of another through a closed gate or entranceway and fails to close such gate or entranceway after passing through the same is guilty of a Class A misdemeanor. Any person who damages and fails to restore a fence is also guilty of a Class A misdemeanor.

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

Department of Corrections  
Department of Elementary and Secondary Education  
Office of Prosecution Services  
Office of State Courts Administrator  
Office of State Public Defender  
Office of the Attorney General



Jeanne Jarrett, CPA  
Director  
February 25, 2000