

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO.: 4645-01
BILL NO.: SB 1068
SUBJECT: Crimes and Punishment; Courts
TYPE: Original
DATE: March 7, 2000

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
General Revenue	(Unknown)	(Unknown)	(Unknown)
Total Estimated Net Effect on <u>All</u> State Funds*	(Unknown)	(Unknown)	(Unknown)

* Costs assumed to be less than \$100,000

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Local Government	(Unknown)	(Unknown)	(Unknown)

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of the State Courts Administrator, Department of Elementary and Secondary Education, Department of Corrections, and Office of the Attorney General** assume the proposed legislation would have no fiscal impact on their agencies.

Officials from the **Department of Public Safety (DPS)** assume the cost of the proposed legislation is unknown. DPS does not anticipate any actions taken against their agency by an aggrieved party. However, should a case be filed, DPS will request through normal budget procedures, funds to pay the fine.

Officials from the **Office of Prosecution Services (OPS)** assume the proposed legislation could have a fiscal impact on local prosecuting attorneys. OPS could not estimate the fiscal impact as it would depend on the number of cases filed against public employees and whether the court assessed the fine put forth in the proposal.

Oversight assumes the amount of fines assessed by the courts against public employees would be less than \$100,000 per year.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
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GENERAL REVENUE

Department of Public Safety

<u>Cost - Court fines</u>	(Unknown)	(Unknown)	(Unknown)
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<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
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Local prosecuting attorneys

<u>Cost - Court fines</u>	(Unknown)	(Unknown)	(Unknown)
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FISCAL IMPACT - Small Business

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

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DESCRIPTION

The proposed legislation allows courts to assess a fine not to exceed \$5,000 per incident against any public employee who flagrantly and knowingly fails to enforce the rights of a crime victim.

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
Department of Elementary and Secondary Education
Department of Public Safety
Office of the Attorney General
Office of Prosecution Services
Department of Corrections

NOT RESPONDING: State Public Defender



Jeanne Jarrett, CPA
Director
March 7, 2000