

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1769-01
Bill No.: SB 488
Subject: Department of Corrections; Law Enforcement Officers and Agencies; Department of Public Safety
Type: Original
Date: February 26, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
General Revenue Fund	(More than \$391,983)	(More than \$389,238)	(More than \$395,345)
Total Estimated Net Effect on <u>All</u> State Funds	(More than \$391,983)	(More than \$389,238)	(More than \$395,345)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	\$0	\$0	\$0

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

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety (DPS)** assumes the proposed legislation requires a regulatory agency to be formed to license correctional officers. DPS assumes this program is most like the Peace Officer Standards & Training (POST) Program. The difference is the POST program regulates peace officers. DPS requested 11 FTE: 1 Program Manager (\$55,860); 4 Program Specialist II (\$47,100); 1 Computer Information Technology Specialist III (CITS III) (\$47,100); 1 Investigator II (\$37,488); 1 Clerk IV (\$26,460); 3 Clerk/Typist III (\$23,184). The Program Manager will have overall administrative authority over the program. The Program Specialist II will ensure officers are properly certified, oversee continuing education of the officers, oversee the compliance with the regulations as they pertain to the training aspects of the academy, and make sure the training curricula are current with the law and manage the administrative rules process. The CITS III will provide all computer, network, and database support. The Clerk IV and Clerk Typist III will provide clerical support to the program.

Oversight assumes, based on 4500 budgeted FTE Corrections Officers and a 20% turnover rate, that the DPS would need 4 FTE: 1 Program Manager (\$48,072), 2 Program Specialist II (\$40,716), and 1 Clerk IV (\$23,268). Salaries have been adjusted to more closely reflect actual starting salaries. Oversight assumes the FTE would be housed within existing facilities. Therefore, no additional rent, renovation, janitorial, and utility expenses would be incurred.

Officials from the **Office of Secretary of State (SOS)** assume this proposal creates the Corrections Officer Standards and Training Commission within the Department of Public Safety. The Department of Public Safety shall promulgate rules to implement this bill. Based on experience with other divisions, the rules, regulations, and forms issued by the Department of Public Safety could require as many as 52 pages in the Code of State Regulations. For any given rule, roughly half again as many pages, or 78, are published in the Missouri Register as in the Code because cost statements, fiscal notes, and the like are not repeated in Code. The estimated cost of a page in the Missouri Register is \$23.00. The estimated cost of a page in the Code of State Regulation is \$27.00. Base on these numbers, the estimated cost of the proposal is \$3,198 in FY02. The actual costs could be more or less than the numbers given. The impact of this legislation in future years is unknown and depends upon the frequency and length of rules filed, amended, rescinded, or withdrawn.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

ASSUMPTION (continued)

Officials from the **Department of Corrections (DOC)** assume the Corrections Officer Standards and Training (COST) Commission would be administered by the Department of Public Safety, according to the guidelines of this proposal. It is unknown what training programs, developments, or enhancements may be required of the DOC as a result of decisions of the COST Commission. Currently the DOC expends \$600,415 for basic training, \$258,800 for in-service training, and \$199,200 for supervisory costs in a given year. One week of training added to the current four-week (160-hour) pre-service or basic training would increase costs by at least \$150,000. POST (Peace Officer Standards & Training Program) certification requires 640 hours. In essence, any increase in training hours, re-writing old or developing new lessons, or purchasing new training aids would result in a commensurate increase in costs for the DOC.

Oversight assumes the proposal could result in additional costs for training by the DOC. Although unknown, the amount would likely be more than \$150,000 in any given year.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
GENERAL REVENUE FUND			
<u>Costs - Department of Public Safety (DPS)</u>			
Salaries	(\$130,493)	(\$160,506)	(\$164,519)
Fringe Benefits	(\$43,493)	(\$53,497)	(\$54,834)
Equipment and Expense	<u>(\$67,997)</u>	<u>(\$25,235)</u>	<u>(\$25,992)</u>
Total <u>Costs</u> - DPS	(\$241,983)	(\$239,238)	(\$245,345)
<u>Costs - Department of Corrections</u>			
Training	(More than <u>\$150,000</u>)	(More than <u>\$150,000</u>)	(More than <u>\$150,000</u>)
ESTIMATED NET EFFECT ON GENERAL REVENUE FUND	(More than <u>\$391,983</u>)	(More than <u>\$389,238</u>)	(More than <u>\$395,345</u>)
 <u>FISCAL IMPACT - Local Government</u>			
	FY 2002 (10 Mo.)	FY 2003	FY 2004
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

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

DESCRIPTION

This act establishes the Corrections Officer Standards and Training Commission within the Department of Public Safety. The nine-member Commission shall establish the core curriculum and regulations for the administration of standards and training certification programs. The Director shall provide standards for certification, and offer continuing education programs. All programs shall be provided at no cost to the officers. The Director shall publish and distribute educational training materials to all Missouri corrections institutions; provide seminars and supervisory training on a voluntary enrollment basis; consult and cooperate with the Department of Corrections or other governmental agencies; and issue, suspend or revoke certificates of officers who complete specialized training courses. As of January 1, 2002, every person who becomes an officer within the Department of Corrections shall successfully complete a certified instructional program. Persons who are corrections officers as of that date may voluntarily attend programs for the purpose of career advancement, and shall be required to complete the necessary continuing education courses. The Director of the Department of Corrections shall notify the Director of the Department of Public Safety of any officer's separation from the Department, including the facts and reasons for the separation. The bill grants the Director of the Department of Public Safety authority to visit training programs; issue, suspend or revoke instructor certificates; and issue diplomas. The act lists grounds for discipline of a certificate, and provides for appeal by the officer. Any person authorized to submit information to the Director shall be immune from liability, so long as the action was in good faith.

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 Public Safety
Secretary of State's Office



Jeanne Jarrett, CPA
Director

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