

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4486-01
Bill No.: SB 1113
Subject: County Coroner: Salaries, Duties
Type: Original
Date: February 15, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government*	Unknown	Unknown	Unknown

*** Oversight would expect substantial compliance, and would estimate money from fines to be less than \$100,000 annually.**

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials of the **Department of Economic Development- Division of Professional Registration** stated this proposal would have no fiscal impact to their division.

Officials of **Jefferson County** assume no fiscal impact.

Officials of **Platte County** assume no fiscal impact.

Officials of **Cass County** assume no fiscal impact.

Officials of **Greene County** assume no fiscal impact.

Oversight assumes that several sections of this proposal could increase income to certain local established funds which are as follows:

1) Section 58.280- Any Sheriff that would fail to execute a warrant with regards to summoning a Coroner's Jury would be subject to a fine of \$500, current law would impose a \$8 fine. Oversight assumes this money would go into the County's General Revenue Fund.

2) Section 58.290- Any person summoned as a juror, who would fail to appear, would pay a fine of \$500. Current law provides a fine of \$5. This money would go into the County's General Revenue Fund.

3) Section 58.410- Any person summoned as a witness, who does not appear without a good cause, would be subject to a fine that could not exceed \$1,000. Current law states that the fine could not exceed \$10 dollars. The fine money would go into the County School Fund, or City School Fund, depending upon where the Coroner holds their position.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	\$0	\$0	\$0

<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
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**COUNTY GENERAL REVENUE
FUND**

<u>Income</u> to County GR Fund from revised fines (Section 58.280 and 58. 290)	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
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COUNTY OR CITY SCHOOL FUND

<u>Income</u> to County or City School Fund from revised fines (Section 58.410)	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
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ESTIMATED NET EFFECT TO LOCAL GOVERNMENT *	<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
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Oversight would expect revenues from fines to not exceed \$100,000 annually.

FISCAL IMPACT - Small Business

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

DESCRIPTION

This act provides that Deputy Coroners shall attend additional professional training after being commissioned in order to receive additional compensation.

The act also revises a number of provisions related to coroner's inquests. After notification of a dead body, a coroner has the discretion to issue a warrant to the local Sheriff to summon a jury for a coroner's inquest. Current law requires that a coroner issue such a warrant. Any Sheriff that fails to execute such a warrant shall pay \$500. Currently, the Sheriff pays eight dollars.

Every person summoned as a juror for a coroner's inquest who fails to appear shall pay \$500. Current law provides that such a juror would pay \$5. Currently, jurors are responsible for determining if a person died as the result of a felony. This act would also require jurors to determine if the felonious act was justified. Coroners are empowered to issue summons for evidence, documents and materials of substance. The jury may view the dead body by photographic, electronic or other means.

DESCRIPTION (continued)

Any witness who fails to appear without good reason shall be fined an amount not to exceed \$1000. Currently, the maximum fine is \$10. Any witness subject to a writ of attachment may be discharged upon posting a bond in the sum of \$500. Currently, the sum of such bond would be \$100.

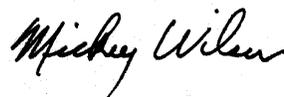
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Economic Development- Division of Professional Registration
Jefferson County Clerk
Platte County Clerk
Cass County Clerk
Greene County Clerk

NOT RESPONDING

The Counties of: Boone, Callaway, Clay, Marion, Cape Girardeau, St. Louis, and Jackson Counties.



Mickey Wilson, CPA
Acting Director
February 15, 2002