

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1167-01
Bill No.: HB 476
Subject: Crimes and Punishment; Law Enforcement Officers and Agencies
Type: Original
Date: March 7, 2005

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

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

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of the Attorney General (AGO)** assume any costs generated by the proposal can be absorbed within existing resources. If this proposal generates a substantial number of new cases, the AGO may seek appropriations for the staff necessary to representing the Human Rights Commission in handling these complaints.

Officials from the **Office of State Courts Administrator** assume the proposed legislation would have no fiscal impact on the courts.

Officials from the **Department of Labor and Industrial Relations – Missouri Commission on Human Rights (MCHR)** assume they cannot predict the number of cases the proposal would add to the MCHR's caseload. The MCHR estimates, based on information received from four states which cover sexual orientation, the percentage of cases filed is 2.4%.

ASSUMPTION (continued)

From FY 02 to FY 04, 7.5 full time equivalent positions were eliminated. Therefore, the ability of the MCHR to carry out any additional responsibility at this time is problematic. The MCHR received 1,666 complaints in FY 04. If this would increase in by 2.4% due to adding sexual orientation as a protected category, this would add 40 new complaints. The MCHR estimates ½ FTE (each at \$38,190 per year) to absorb the additional workload. MCHR estimates the salary plus fringe benefits to be \$23,268 in FY 06, \$28,620 in FY 07, and \$29,335 in FY 08.

Oversight assumes the Department of Labor and Industrial Relations – Missouri Commission on Human Rights (MCHR) could absorb any increase in complaints within existing resources. However, if the number of cases increases, MCHR would request additional funding through the budgetary process.

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<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


The proposed legislation would define “sexual orientation” and prohibit discrimination based upon a person’s sexual orientation. The proposal would also clarify that discrimination includes cases where unfair treatment results from the guilty party’s mere assumptions about the victim (e.g., race, religion, etc.), whether or not those assumptions are true or false.

DESCRIPTION (continued)

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 Attorney General
Office of State Courts Administrator
Department of Labor and Industrial Relations
– Missouri Commission on Human Rights

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA
Director
March 7, 2005