

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3089-01
Bill No.: HB 1323
Subject: Crimes and Punishment; Drugs and Controlled Substances; Highway Patrol; Law Enforcement Officers and Agencies
Type: Original
Date: January 9, 2008

Bill Summary: This proposal requires the Missouri State Highway Patrol to create and maintain a registry for methamphetamine offenders.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
General Revenue	(\$52,819)	(\$1,520)	(\$1,565)
Total Estimated Net Effect on General Revenue Fund	(\$52,819)	(\$1,520)	(\$1,565)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☐ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of the State Courts Administrator (CTS)** states the proposed legislation would require court clerks to forward a copy of the judgment and date of birth of all persons convicted of certain drug offenses to the Missouri Highway Patrol within 45 days of the judgment. Pursuant to §43.503, RSMo and via the criminal records repository, court clerks already furnish this information to the highway patrol. This would include all drug offenses referenced in House Bill 1323.

If a separate electronic reporting system is required, additional costs would be needed to develop and maintain the system. Depending on how the legislation is implemented, there may be a cost, but there is no way to quantify the cost at this time.

With the response from the MHP below, where the MHP anticipates the CTS' role to be to fax a copy of the conviction document to a specified location, **Oversight** will assume the CTS will not incur additional costs as a result of this proposal.

Officials from the **Department of Public Safety - Missouri Highway Patrol (MHP)** state MHP's Information Systems Division is offering a simple straight forward non-sophisticated solution to keep the fiscal impact as low as possible; however it is not an information technology desirable solution. This will allow for the manual entry of methamphetamine conviction data into an Internet accessible database. This solution mirrors the approach taken in Tennessee for their Methamphetamine Registry. The basic assumptions used to put this fiscal note together are as follows:

- 1) The Office of State Courts Administrator would fax copies of conviction documents meeting the requirements specified in the proposed legislation, to a central location located within the Missouri State Highway Patrol. (i.e., the Patrol's Criminal Records and Identification Division).
- 2) A central location within the Missouri State Highway Patrol would enter the relevant data elements (name, date of birth, nature & date of all offenses qualifying the offender for the register).
- 3) The Information Systems Division of the Missouri State Highway Patrol will create and maintain the database structure necessary to host the proposed registry.
- 4) Outside consultants will create the coding necessary to allow number two above to happen.

ASSUMPTION (continued)

Consultant hours required would be 500 hours x \$85 per hour (state contract rate) = \$42,500
The 500 consultant hours will consist of, but not limited to, designing, programing, testing and implementing the web based application and will include but not be limited to:
Designing, developing, testing and implementing entry of conviction data received from the Office of State Courts Administrator for specific applicable charge codes for transfer to the web based Methamphetamine Registry.

Developing, testing and implementing search criteria - i.e., Last Name, First Initial; Last Name; Last Name, First Name, Middle Initial; County of Conviction, Name combinations with County of Conviction.

It would require one server for hosting the web based application software and database which would cost approximately \$7,000. One Websphere License would cost \$3,319.

Recurring costs starting in year two include: Annual maintenance for the Websphere estimated at \$625 per year and annual application maintenance/upgrade and database reorganization activities, estimated at 10 hours per year at \$85 per hour.

ONE TIME EXPENDITURES

Consultant Fees 500 hours at \$85 per hour	\$ 42,500
Internet Registry Server	\$ 7,000
One Websphere	\$ 3,319

TOTAL ONE TIME COSTS	\$ 52,819
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RECURRING COSTS (starting yr two)

License maintenance for Websphere	\$ 625
Application Maintenance/Upgrade 10hrs per year at \$85 per hour	\$ 850

TOTAL RECURRING COSTS	\$ 1,475
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APPLICATION SYNOPSIS

The Methamphetamine Offender Registry as defined above will be a "bare bones" application.
In other words: -

There will be no data validation to secondary data sources

There will be no edits on data entry beyond the verification that required fields are present and date fields include only a proper range of values.

ASSUMPTION (continued)

There will be only two user roles: -

System Modifier - add, update, delete entries

System Viewer - view the registry over the Internet

There will be a single table in this application, that table being, the Methamphetamine Offender Registration form. There will be no more than 4 views/reports developed for query of the registry: -

By Last Name, First Name

By Last Name, First Name, Middle Initial

By County of Conviction

Deleted Records (visible to System Modifiers only)

In summary, the MHP anticipates a cost to the General Revenue Fund of \$52,819 in FY 2009 and roughly \$1,500 per year thereafter.

<u>FISCAL IMPACT - State Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
GENERAL REVENUE			
<u>Costs - Missouri Highway Patrol</u>			
Expense and Equipment - to develop and maintain methamphetamine offense registry	<u>(\$52,819)</u>	<u>(\$1,520)</u>	<u>(\$1,565)</u>
ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND	<u>(\$52,819)</u>	<u>(\$1,520)</u>	<u>(\$1,565)</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
	<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.

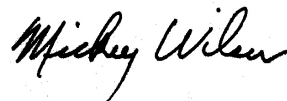
FISCAL DESCRIPTION

This proposal requires the State Highway Patrol, subject to appropriations, to create, maintain, and make available for public inquiry on the Internet a registry of persons convicted of, found guilty of, pled guilty to, or who were granted a suspended imposition of sentence for certain drug offenses.

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 Public Safety
Missouri Highway Patrol
Office of the State Courts Administrator

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

Mickey Wilson, CPA
Director
January 2, 2008