

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3700-01
Bill No.: HB 1364
Subject: Highway Patrol; Law Enforcement Officers and Agencies
Type: Original
Date: January 4, 2008

Bill Summary: This proposal requires that retired State Highway Patrol officers be paid a per diem, and travel expenses when they testify in a court proceeding at least 30 miles from their residence.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Highway Funds	(Under \$100,000)	(Under \$100,000)	(Under \$100,000)
Total Estimated Net Effect on <u>Other</u> State Funds	(Under \$100,000)	(Under \$100,000)	(Under \$100,000)

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 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 **Department of Public Safety - Missouri Highway Patrol (MHP)** state the proposed legislation would require, subject to appropriation, that retired patrol members be paid a per diem mileage and travel expenses when testifying in a court proceeding at least thirty miles from their residence.

The MHP assumes an unknown - under \$100,000 fiscal impact from this proposed legislation. The MHP does not currently track, nor have a way to track how many retired employees perform as witnesses in official court proceedings.

The MHP assumes the new appropriation will be from General Revenue funds because in many cases, court appearances after retirement involve the Division of Drug and Crime Control. Court appearances also involve Crime Laboratory personnel in which the appropriation would be from both General Revenue and Highway Funds and at other times, cases will involve an accident reconstructionist or other highway traffic issue, in which case the appropriation would be from Highway funds.

Officials from the **Department of Public Safety - Director's Office** assume the proposal would not fiscally impact their agency.

Oversight will assume the appropriation will be from the Highway Funds.

<u>FISCAL IMPACT - State Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
HIGHWAY FUNDS			
<u>Costs - Missouri Highway Patrol</u>			
Per diem, mileage and travel expenses for retired patrol members testifying in a court proceeding at least 30 miles from their residence	(Under <u>\$100,000</u>)	(Under <u>\$100,000</u>)	(Under <u>\$100,000</u>)
ESTIMATED NET EFFECT TO HIGHWAY FUNDS	(Under <u>\$100,000</u>)	(Under <u>\$100,000</u>)	(Under <u>\$100,000</u>)

FISCAL IMPACT - Local Government

FY 2009
(10 Mo.)

FY 2010

FY 2011

\$0

\$0

\$0

FISCAL IMPACT - Small Business

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

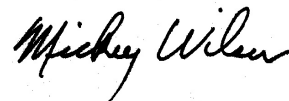
FISCAL DESCRIPTION

Subject to appropriation, this bill establishes a per diem and a mileage and travel reimbursement for a retired State Highway Patrol officer who is required to be a witness in an official court proceeding more than 30 miles from his or her residence. Currently, retired officers are not reimbursed for any expenses incurred as a result of testimony required in trials that extend beyond their retirement date.

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



Mickey Wilson, CPA
Director
January 4, 2008