

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3939-01  
Bill No.: HB 1654  
Subject: Children and Minors; Crimes and Punishment; Law Enforcement Officers and Agencies  
Type: Original  
Date: January 30, 2008

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Bill Summary: The proposal requires certain detained juveniles to be reported to the United States Immigration and Customs Enforcement if there is probable cause to believe that they are illegal aliens.

**FISCAL SUMMARY**

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

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

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 5 pages.

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

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

☐ 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).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
<b>Local Government</b>	<b>(Less than \$200,000)</b>	<b>(Less than \$200,000)</b>	<b>(Less than \$200,000)</b>

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## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Public Safety – Director’s Office, – Missouri State Highway Patrol, and the Boone County Sheriff’s Department** assume the proposal would have no fiscal impact on their agencies.

Officials from the **Department of Social Services** assume there is no fiscal impact to the Division of Youth Services (DYS). DYS is not generally involved when a child is initially detained. The person doing the “detaining” would normally be a law enforcement officer (policeman, sheriff, etc.) or a local juvenile officer. Only after the child has been adjudicated by the court as delinquent is the child placed into the custody of the Division of Youth Services. Therefore, it is reasonable to assume that a child in DYS custody would have already been reported to ICE by the proper authorities at the point of first contact. DYS currently reports any juvenile believed to be an illegal alien to proper authorities. DYS states they report approximately 10 to 12 such juveniles per year.

Officials from the **Springfield Police Department** assume the proposal would result in increased costs to the department due to the additional time for officers to try to contact Immigration Authorities. Officials estimate the cost to be \$1,000 annually.

**Oversight** assumes local law enforcement agencies would incur additional administrative costs for contacting Immigration and Customs Enforcement. Oversight assumes the statewide cost would not exceed \$100,000 per fiscal year.

**Oversight** assumes juveniles believed to be illegal aliens would be detained in local juvenile detention/attention centers until they are turned over to Immigration and Customs Enforcement. Oversight assumes these local juvenile centers could incur increased costs for housing suspected juvenile illegal aliens. Oversight assumes the statewide cost would not exceed \$100,000 per fiscal year.

**Officials from the Greene County Sheriff’s Department, Jackson County Sheriff’s Department, St. Louis County Police Department, Columbia Police Department, Kansas City Police Department, and the St. Louis Metropolitan Police Department did not respond to Oversight’s request for fiscal impact.**

<u>FISCAL IMPACT - State Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
	<u><b>\$0</b></u>	<u><b>\$0</b></u>	<u><b>\$0</b></u>
<u>FISCAL IMPACT - Local Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
<b>POLITICAL SUBDIVISIONS</b>			
<u>Costs – Local Law Enforcement</u>			
Administrative costs	(Less than \$100,000)	(Less than \$100,000)	(Less than \$100,000)
<u>Costs – Juvenile Centers</u>			
Housing juveniles	<u>(Less than \$100,000)</u>	<u>(Less than \$100,000)</u>	<u>(Less than \$100,000)</u>
<b>ESTIMATED NET EFFECT ON POLITICAL SUBDIVISIONS</b>	<u><b>(Less than \$200,000)</b></u>	<u><b>(Less than \$200,000)</b></u>	<u><b>(Less than \$200,000)</b></u>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

The proposal requires that whenever there is probable cause to believe that a juvenile, who is detained for a violation that would be a felony if committed by an adult, is an illegal alien, the juvenile must be reported to the United States Immigration and Customs Enforcement.

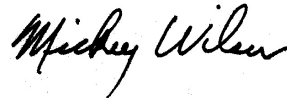
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

**SOURCES OF INFORMATION**

Department of Social Services  
Department of Public Safety  
    – Missouri State Highway Patrol  
    – Director's Office  
Boone County Sheriff's Department  
Springfield Police Department

**NOT RESPONDING**

**Greene County Sheriff's Department**  
**Jackson County Sheriff's Department**  
**St. Louis County Police Department**  
**Columbia Police Department**  
**Kansas City Police Department**  
**St. Louis Metropolitan Police Department**

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

Mickey Wilson, CPA  
Director  
January 30, 2008