

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 2285-01  
Bill No.: HB 1155  
Subject: Crimes and Punishment; Criminal Procedure; Courts; Children and Minors  
Type: Original  
Date: April 10, 2017

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Bill Summary: This proposal modifies provisions relating to court proceedings.

**FISCAL SUMMARY**

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
General Revenue Fund	(\$246,607)	(\$279,382)	(\$283,133)
<b>Total Estimated Net Effect on General Revenue</b>	<b>(\$246,607)</b>	<b>(\$279,382)</b>	<b>(\$283,133)</b>

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
<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 7 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
<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 2018	FY 2019	FY 2020
General Revenue Fund	4 FTE	4 FTE	4 FTE
<b>Total Estimated Net Effect on FTE</b>	<b>4 FTE</b>	<b>4 FTE</b>	<b>4 FTE</b>

☒ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials at the **Office of the Secretary of State (SOS)** assume this bill would expand a program, housed under the SOS that would require additional staffing and support. This program would model the existing address confidentiality program currently housed under the Secretary of State Business Services Division. This program's current expenses were used to estimate this expansion program.

The program serves approximately 750 households with 1,475 individuals. Current program costs average about \$100.00 per year per individual (\$67.50 for PS and \$32.50 for E&E). 2 FTE are used to operate the program currently.

Fiscal impact was based on the following assumptions

Each classification has the potential of being under the category of Victim.

<b>Participant Classification</b>	<b>Estimated number Active Members</b>	<b>Plus Families at a factor of 1.5</b>	<b>%</b>	<b>Estimated participants</b>
<b>Peace officer</b>	<b>14,775</b>	<b>22,163</b>	<b>1%</b>	<b>369</b>
<b>State Judges</b>	<b>415</b>	<b>623</b>	<b>5%</b>	<b>52</b>
<b>Federal Judges</b>	<b>145</b>	<b>218</b>	<b>1%</b>	<b>4</b>
<b>Victims – Felony/Misdemeanor</b>	<b>185,374</b>	<b>278,061</b>	<b>0.50%</b>	<b>2,317</b>
<b>Total</b>	<b>200,709</b>	<b>142,745</b>		<b>2,742</b>

<b>2016 OSCA data</b>	<b>Estimated Witnesses</b>	
<b>Associate Felony Cases</b>	<b>9,036</b>	
<b>Circuit Felony Cases-By Jury</b>	<b>1,098</b>	
<b>Circuit Felony Cases- By Bench Trial</b>	<b>362</b>	
<b>Circuit Felony Cases-Without Trial</b>	<b>69,332</b>	
<b>Misdemeanor Cases</b>	<b>105,546</b>	
<b>Total</b>	<b>185,374</b>	

ASSUMPTION (continued)

Additional staff needs for the expanded program would be 1 program specialist FTE, 2 technician FTEs and 1 administrative aide/technician FTE, based on the current ratio of 1 staff member to approximately 750 individuals.

Additionally, to handle the volume of mail, there would be a purchase of 1 mailing machine in FY18, as well as ongoing E&E expenses. Currently, administration of the Safe at Home program costs approximately \$32.50 per participant for E&E.

In summary, an additional 4 FTE would be needed along with the following costs:

FY18

PS & Fringes - \$155,488

E&E - \$ 91,119

FY19

PS & Fringes - \$188,039

E&E - \$ 91,343

FY20

PS & Fringes - \$189,507

E&E - \$ 93,626

Officials at the **Office of the State Courts Administrator**, the **Department of Mental Health**, the **Department of Corrections**, the **Department of Social Services**, the **Department of Revenue**, the **Office of the State Public Defender** and the **Office of Prosecution Services** each assume no fiscal impact to their respective agencies from this proposal.

Officials at the Office of the Attorney General did not respond to **Oversight's** request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
<b>GENERAL REVENUE FUND</b>			
<u>Cost - SOS</u>			
Personal Service	(\$93,333)	(\$113,120)	(\$114,251)
Fringe Benefits	(\$62,155)	(\$74,919)	(\$75,256)
Equipment and Expense	(\$91,119)	(\$91,343)	(\$93,626)
<u>Total Cost - SOS</u>	<u>(\$246,607)</u>	<u>(\$279,382)</u>	<u>(\$283,133)</u>
FTE Change - SOS	4 FTE	4 FTE	4 FTE
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>	<b><u>(\$246,607)</u></b>	<b><u>(\$279,382)</u></b>	<b><u>(\$283,133)</u></b>
Estimated Net FTE Change for General Revenue Fund	4 FTE	4 FTE	4 FTE
 <u>FISCAL IMPACT - Local Government</u>	 FY 2018 (10 Mo.)	 FY 2019	 FY 2020
	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

FISCAL IMPACT - Small Business

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

## FISCAL DESCRIPTION

This bill revises provisions relating to victims and witnesses by applying such provisions to victims of or witnesses to a criminal offense rather than to victims of or witnesses to offenses committed under specific chapters. The bill also amends the definition of "vulnerable person" as it relates to Section 491.075, RSMo, adds a definition for "personal information," as it relates to Section 491.630, and it adds provisions relating to the state's obligations with respect to a victim's or witness's personal information. It also adds a definition for "victim" and "witness" as those terms relate to Sections 589.660 to 589.681.

The bill specifies that an order of protection issued by a court with jurisdiction over any criminal matter shall issue such order at the time of filing in every case involving a child victim, a felony offense under Chapter 565, any offense under Chapter 566, or any offense under Chapter 573. Finally, the bill amends provisions relating to the "Address Confidentiality Program."

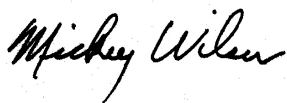
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

## SOURCES OF INFORMATION

Office of the Secretary of State  
Office of the State Courts Administrator  
Department of Mental Health  
Department of Corrections  
Department of Social Services  
Department of Revenue  
Office of the State Public Defender  
Office of Prosecution Services

## Not Responding

Office of the Attorney General



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