

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2285-02
Bill No.: HCS for HB 1155
Subject: Crimes and Punishment; Criminal Procedure; Courts; Children and Minors
Type: Original
Date: April 21, 2017

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)
Total Estimated Net Effect on General Revenue	(\$246,607)	(\$279,382)	(\$283,133)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
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 2018	FY 2019	FY 2020
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
General Revenue Fund	4 FTE	4 FTE	4 FTE
Total Estimated Net Effect on FTE	4 FTE	4 FTE	4 FTE

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

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

FISCAL ANALYSIS

ASSUMPTION

In response to a previous version, officials at the **Office of the Secretary of State (SOS)** assumed 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.

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

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

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 Attorney General** assume that any potential costs arising from this proposal can be absorbed with existing resources.

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.

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

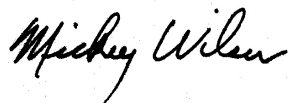
This bill revises provisions relating to victims and witnesses by applying such provisions to victims of or witnesses to a criminal offense rather than to victims of or witnesses to offenses committed under specific chapters. The bill also amends the definition of "vulnerable person" as it relates to 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 Attorney General
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



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