

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3260-02  
Bill No.: HCS for HB 1282  
Subject: Department of Higher Education; Law Enforcement Officers and Agencies  
Type: Original  
Date: February 19, 2020

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Bill Summary: This proposal establishes the "Private College Campus Protection Act" which allows private institutions of higher education to appoint persons to be members of a campus police department.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Various State Funds	Less than \$100,000	Less than \$100,000	Less than \$100,000
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>Less than \$100,000</b>	<b>Less than \$100,000</b>	<b>Less than \$100,000</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 6 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2021</b>	<b>FY 2022</b>	<b>FY 2023</b>
<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>			
<b>FUND AFFECTED</b>	<b>FY 2021</b>	<b>FY 2022</b>	<b>FY 2023</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</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>			
<b>FUND AFFECTED</b>	<b>FY 2021</b>	<b>FY 2022</b>	<b>FY 2023</b>
<b>Local Government</b>	<b>Less than \$100,000</b>	<b>Less than \$100,000</b>	<b>Less than \$100,000</b>

## FISCAL ANALYSIS

### ASSUMPTION

In response to a similar proposal, HB 1282 (2020), officials from the **Department of Revenue - Motor Vehicle (DOR)** assumed the proposed legislation establishes the "Private College Campus Protection Act" which allows any private college or university to appoint and employ college or university police officers. These officers will have the authority to enforce regulations established by the governing board of such college or university to control traffic on any thoroughfare owned or maintained by the college or university.

#### Administrative Impact:

The proposed legislation allowing a private college or university to appoint officers to enforce regulations established to control traffic on any thoroughfare owned or maintained by the college or university will result in an increase in the number of traffic convictions received and processed by the Department.

The Department is unable to find data that would help us determine how significant that increase will be, but assumes it will be minimal enough to not require additional FTE and cause no impact.

**Oversight** notes DOR processed 561,645 total traffic convictions in FY 2018. DOR indicated a Revenue Processing Tech I can process an estimated 340 convictions a day at a salary of \$11.71 per hour for approximately \$0.30 per conviction processed.

**Oversight** notes, the issuance of a traffic violation ticket would result in a fine, of which \$20.50 goes to fine revenue and the remaining amount goes to various state and local funds for court costs. However, all fines may not have been paid (for example, the court could have dismissed the ticket or set the fine at a different amount).

In response to a similar proposal, HB 1282 (2020), officials from the **Department of Public Safety - Office of the Director** assumed the proposal would have no fiscal impact on their organization.

**Oversight** does not know how many tickets may be issued as a result of this proposed legislation. However, it would take over 1,000 tickets to be issued to reach \$100,000 in fine and court cost revenue. Oversight will reflect a potential amount of revenue to the state and local political subdivisions of "Less than \$100,000" per year from this charge.

ASSUMPTION (continued)

Additional fine revenue received by local school districts may count as a deduction in the following year in determining their state aid apportionment, if the district is not a 'hold harmless' district. For simplicity, Oversight will only reflect the increase in fine revenue as a positive impact to local political subdivisions.

Below are examples of some of the state and local funds which court costs are distributed to.

<b>Fee/Fund Name</b>	<b>Fee Amount</b>
Basic Civil Legal Services Fund	\$8.00
Clerk Fee	\$15.00 (\$12 State/\$3 County)
County Fee	\$25.00
State Court Automation Fund	\$7.00
Crime Victims' Compensation Fund	\$7.50
DNA Profiling Analysis Fund	\$15.00
Peace Officer Standards and Training (POST) Fund	\$1.00
Sheriff's Retirement Fund	\$3.00
Motorcycle Safety Trust Fund	\$1.00
Brain Injury Fund	\$2.00
Independent Living Center Fund	\$1.00
Sheriff's Fee	\$10.00 (County)
Prosecuting Attorney and Circuit Attorney Training Fund	\$4.00
Prosecuting Attorney Training Fund	\$1.00 (\$0.50 State/\$0.50 County)
Spinal Cord Injury Fund	\$2.00

According to information on the Department of Higher Education website, in Missouri, there are approximately 11 specialized/technical colleges, 24 independent four-year colleges and

ASSUMPTION (continued)

universities, and 17 theological institutions. **Oversight** assumes College of the Ozarks currently meets the criteria set forth in the bill, but is uncertain if other institutions may meet the criteria. Additionally, Oversight is uncertain regarding the legal framework of how this would be implemented.

Officials from the Department of Revenue - Motor Vehicle and the Department of Public Safety - Office of the Director each assumed the proposal would have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact for their respective organizations.

<u>FISCAL IMPACT - State Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
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**VARIOUS STATE FUNDS**

<u>Revenue</u> - Court costs for tickets for traffic violations	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>
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<b>ESTIMATED NET EFFECT ON VARIOUS STATE FUNDS</b>	<b>Less than <u>\$100,000</u></b>	<b>Less than <u>\$100,000</u></b>	<b>Less than <u>\$100,000</u></b>
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<u>FISCAL IMPACT - Local Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
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**LOCAL POLITICAL SUBDIVISIONS**

<u>Revenue</u> - fine revenue and court costs to various local political subdivisions for tickets written by private college campus police	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>	Less than <u>\$100,000</u>
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<b>ESTIMATED NET EFFECT TO THE LOCAL POLITICAL SUBDIVISIONS</b>	<b>Less than <u>\$100,000</u></b>	<b>Less than <u>\$100,000</u></b>	<b>Less than <u>\$100,000</u></b>
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FISCAL IMPACT - Small Business

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

### FISCAL DESCRIPTION

This bill establishes the "Private College Campus Protection Act." The governing board of a private college or university may employ police officers, who must take an oath of office and complete police officer training to obtain a peace officer license. Private colleges and universities may establish and enforce traffic regulations for on-campus thoroughfares.

This bill defines "private college" or "private university" for this section and includes a location description within five miles of any city of the fourth classification with more than 4,000 but fewer than 4,500 inhabitants and located in any county of the first classification with more than 50,000 but fewer than 70,000.

Currently, these provisions only apply to the College of the Ozarks.

Records created by the private college or university shall be accessible as other law enforcement agency records.

The provisions of this program shall sunset five years after the effective date of the effective date of this section.

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 - Office of the Director  
Department of Revenue - Motor Vehicle Division



Julie Morff  
Director  
February 19, 2020



Ross Strobe  
Assistant Director  
February 19, 2020