

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4412-01  
Bill No.: HB 1815  
Subject: Crimes and Punishment; Public Safety Department; Victims of Crimes; Evidence  
Type: Original  
Date: January 23, 2020

---

Bill Summary: This proposal modifies provisions relating to electronic tracking systems for evidentiary collection kits.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
General Revenue	(\$14,112)	(\$14,112)	(\$14,112)
<b>Total Estimated Net Effect on General Revenue</b>	<b>(\$14,112)</b>	<b>(\$14,112)</b>	<b>(\$14,112)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
<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.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
<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.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
<b>Local Government</b>	<b>(Unknown)</b>	<b>(Unknown)</b>	<b>(Unknown)</b>

## **FISCAL ANALYSIS**

### **ASSUMPTION**

#### **§595.220 - Electronic tracking system**

Officials from the **Department of Public Safety (DPS), Director's Office (DO)** state they worked with the Missouri State Highway Patrol (MHP) to arrive at an estimated 1,000 unreported kits that will need storage each year. The current cost for a temperature controlled environment for storage in Jefferson City would be \$5.88/sq. ft. DPS anticipates that 2,400 sq. ft. would be needed for storage at an annual cost of \$14,112/year ( $\$5.88 \times 2,400 = \$14,112$ ) to the General Revenue Fund.

**Oversight** does not have any information to the contrary. Therefore, Oversight will reflect the costs provided by DPS for fiscal note purposes.

Officials from the **DPS, MHP** assume, based on the response from the DPS, DO, this proposal will have no fiscal impact on their organization.

Officials from the **St. Louis County Police Department (County PD)** estimate the proposed bill will have a time impact on the St. Louis County Police Crime Laboratory. Through November 2019, the Crime Lab has received 178 kits. It is estimated, in 2020, there will be approximately 200 kits. The proposed changes would require an hour of processing, at the rate of \$23 per hour per kit. This increase totals \$4,600 annually and \$13,800 over the three years of this fiscal note.

It is important to note that, in addition to costs, there would be an increase in the Crime Lab's backlog due to the requirements proposed in this bill.

**Oversight** does not have any information to the contrary. Therefore, Oversight will reflect (Unknown) total costs to all Missouri local police departments for fiscal note purposes.

**Oversight** notes the **Missouri Attorney General's Office**, the **Department of Health and Senior Services**, the **Office of State Courts Administrator**, the **St. Louis County Department of Justice Services** and the **Springfield Police Department** have each stated the proposal would not have a direct fiscal impact on their respective organizations. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these organizations.

**Oversight** only reflects the responses that we have received from state agencies and political subdivisions; however, the SEMO Crime Lab, other sheriffs' departments and police departments were requested to respond to this proposed legislation but did not. A general listing of political subdivisions included in our database is available upon request.

<u>FISCAL IMPACT - State Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
<b>GENERAL REVENUE FUND</b>			
<u>Costs - DPS (\$595.220) - Climate controlled storage space</u>	<u>(\$14,112)</u>	<u>(\$14,112)</u>	<u>(\$14,112)</u>
<b>ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND</b>	<b><u>(\$14,112)</u></b>	<b><u>(\$14,112)</u></b>	<b><u>(\$14,112)</u></b>
 <u>FISCAL IMPACT - Local Government</u>	 FY 2021 (10 Mo.)	 FY 2022	 FY 2023
<b>LOCAL GOVERNMENTS - POLICE DEPARTMENTS</b>			
<u>Costs - Police Departments (\$595.220) - Tracking of evidentiary collection kits</u>	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
<b>ESTIMATED NET EFFECT ON LOCAL GOVERNMENTS</b>	<b><u>(Unknown)</u></b>	<b><u>(Unknown)</u></b>	<b><u>(Unknown)</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 act modifies current law regarding procedures for tracking evidentiary collection kits. Currently, the Attorney General shall establish an electronic tracking system for evidentiary collection kits and their components, including individual specimen containers. This act removes the requirement to track the individual components, while retaining the requirement to track the kits. Additionally, current law requires the Attorney General to permit sexual assault victims or their designees access to the system to monitor the current status of their kits. This act allows such victims to track, obtain reports, and receive updates on the status and location of their kits through a secure web-based or similar system that allows victims or their designees to register to be notified by mail, phone, text, email, or other similar electronic communication of any updates on the status and location of their kits.

FISCAL DESCRIPTION (continued)

Appropriate medical providers, law enforcement agencies, laboratories, court personnel, persons or entities involved in the final disposition or destruction of the kits, and all other entities and persons having custody of the kits shall participate in the tracking system.

The Department of Public Safety, with the advice of the Attorney General and the assistance of the Department of Health and Senior Services, shall develop and retain within the state a central repository for unreported evidentiary collection kits that is temperature-controlled to preserve the integrity of the kits and diminish degradation. Unreported kits shall be retained for 30 years.

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

SOURCES OF INFORMATION

Missouri Attorney General's Office  
Department of Health and Senior Services  
Department of Public Safety -  
    Director's Office  
    Missouri State Highway Patrol  
Office of State Courts Administrator  
St. Louis Department of Justice Services  
St. Louis County Police Department  
Springfield Police Department



Julie Morff  
Director  
January 23, 2020



Ross Strobe  
Assistant Director  
January 23, 2020