

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4739-02  
Bill No.: HCS for HB 1937  
Subject: Criminal Procedure; Courts; Attorneys  
Type: Original  
Date: March 6, 2020

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Bill Summary: This proposal modifies various Supreme Court rules relating to criminal procedure.

**FISCAL SUMMARY**

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
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>

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
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 4 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
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>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
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.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials at the **Office of the State Courts Administrator** assume there may be some impact but there is no way to quantify that currently. Any significant changes will be reflected in future budget requests.

In response to a previous version, officials at the **Department of Corrections** assumed this legislation modifies various Supreme Court rules relating to criminal procedure. These changes are not believed to cause any fiscal impact to the department, assuming they are not prohibiting the use of video court. Should the effect of the legislation be to do so, there would be an impact to the department.

During calendar year 2019, we conducted over 3,000 video court appearances for felony or misdemeanor offenses. This reduces staff workload in having to prepare an offender for outcount to attend these hearings. In addition, video court hearings improve public safety as offenders do not require transport in the community. It also allows the offender to resolve any outstanding legal issues prior to their release.

Officials at the **Office of the Attorney General**, the **Department of Mental Health**, the **Office of Prosecution Services**, the **Department of Commerce and Insurance** and the **Office of the State Public Defender** each assume no fiscal impact to their respective agencies from this proposal.

**Oversight** notes the Office of the State Courts Administrator, the Department of Corrections, the Office of the Attorney General, the Department of Commerce and Insurance, the Department of Mental Health, the Office of Prosecution Services and the Office of the State Public Defender have stated the proposal would not have a direct fiscal impact on their organizations. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note.

<u>FISCAL IMPACT - State Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Local Government

FY 2021  
(10 Mo.)

FY 2022

FY 2023

\$0

\$0

\$0

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

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 State Courts Administrator  
Department of Corrections  
Office of the Attorney General  
Department of Commerce and Insurance  
Department of Mental Health  
Office of Prosecution Services  
Office of the State Public Defender



Julie Morff  
Director  
March 6, 2020



Ross Strobe  
Assistant Director  
March 6, 2020