

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0584H.01I
Bill No.: HB 293
Subject: Probation and Parole; Victims of Crime; Crimes and Punishment; Corrections,
Department of; Highway Patrol
Type: Original
Date: April 8, 2021

Bill Summary: This proposal establishes procedures for a violent offender registry, which will include any person on probation or parole for first or second degree murder.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
General Revenue	(\$282,404)	(\$176,448)	(\$177,881)
Total Estimated Net Effect on General Revenue	(\$282,404)	(\$176,448)	(\$177,881)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
General Revenue	2 FTE	2 FTE	2 FTE
Total Estimated Net Effect on FTE	2 FTE	2 FTE	2 FTE

- ☒ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- ☐ Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§§43.650 and 589.437 - Offender registry

Officials from the **Department of Public Safety - Missouri Highway Patrol (MHP)** state the proposal would require the Patrol's Criminal Justice Information Systems Division to create a violent offender registry at a cost of \$160,000 with a reoccurring yearly maintenance cost of \$35,000. However, due to the restrictions placed on the dissemination of Criminal Justice Information (CJI) by state and federal law the Patrol would be unable to provide the requested data publicly.

The Patrol would be affected by this bill due to changes that will need to be made within the Criminal History Record System (CHRS). These changes would be needed in order to identify the criminal offenders that are to be included on the violent offender registry. The criminal offender data would then need to be transferred to a newly built public website specific to this purpose. A timing function will also be required to accurately remove criminal offenders once the individuals are no longer on probation or parole for offenses requiring registration.

The Patrol estimates that 1,081 individuals could qualify as violent offenders per criteria of this legislation, however, this does not account for qualifying offenses that occurred outside of the state.

The Patrol will need at a minimum two (2) FTE as the workflow of the violent offender registry is anticipated to be similar to the sex offender registry, to include disposition research, as well as training and auditing of entities and answering questions regarding the registry and website. Work would include monitoring phone lines, e-mail inquiry response, performing quality control on offenders being added to and removed from the registry as well as other general administration duties as it relates to the registry and website.

The Patrol states a portion of §43.650 related to the sexual offender registry website is federally mandated, pursuant to the Adam Walsh Child Protection and Safety Act of 2006, Title I of the Sex Offender Registration and Notifications Act (SORNA).

Oversight assumes the MHP will need two (2) FTE to administer the duties required by this proposal. However, if additional duties require increased staffing, the MHP may request additional funding through the appropriations process.

Officials from the **Department of Corrections**, the **Department of Mental Health** each assume the proposal will have no fiscal impact on their respective organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this agency.

<u>FISCAL IMPACT – State Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
GENERAL REVENUE FUND			
Costs - MHP (§§43.650 and 589.437) To administer violent offender workflow			
Personal Services	(\$61,200)	(\$74,174)	(\$74,916)
Fringe Benefits	(\$54,407)	(\$65,941)	(\$66,600)
Expense and Equipment	(\$6,797)	(\$1,333)	(\$1,365)
Build and Maintain Public Website	(\$160,000)	(\$35,000)	(\$35,000)
<u>Total Costs - MHP</u>	<u>(\$282,404)</u>	<u>(\$176,448)</u>	<u>(\$177,881)</u>
FTE Change - MHP	2 FTE	2 FTE	2 FTE
ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND	<u>(\$282,404)</u>	<u>(\$176,448)</u>	<u>(\$177,881)</u>
Estimated Net FTE change for the General Revenue Fund	2 FTE	2 FTE	2 FTE

<u>FISCAL IMPACT – Local Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
	<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 specifies that the State Highway Patrol must maintain on its website a registry for violent offenders who are on probation or parole for the offense of first or second degree murder in Missouri or for an equivalent offense in any other state. The Division of Probation and Parole of the Department of Corrections must notify the State Highway Patrol if a violent offender is placed on probation or parole, is removed from probation or parole, or relocates to the state under the Interstate Compact for adult offender supervision so the State Highway Patrol can update the Offender Registry accordingly.

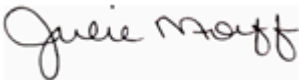
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Mental Health

Department of Corrections

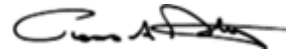
Department of Public Safety – Missouri Highway Patrol



Julie Morff

Director

April 8, 2021



Ross Strobe

Assistant Director

April 8, 2021