

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0840H.01I  
Bill No.: HB 142  
Subject: Crimes and Punishment; Sexual Offenses  
Type: Original  
Date: March 26, 2021

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Bill Summary: This proposal requires certain sexual offenders to be electronically monitored while relocating to a different county or city not within a county.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
General Revenue	(\$50,841)	\$0	\$0
<b>Total Estimated Net Effect on General Revenue</b>	<b>(\$50,841)</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
<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.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2022</b>	<b>FY 2023</b>	<b>FY 2024</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 2022</b>	<b>FY 2023</b>	<b>FY 2024</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 \$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.

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

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Revenue (DOR)** assume the following regarding this proposal:

According to §589.414, a person who has been convicted of child molestation in the first degree and fails to register their new residence or address with the chief law enforcement officer shall be guilty of the offense of failure to register. A warrant for the person's arrest shall be issued, and the person's driver license shall be suspended. And the person shall be required to be electronically monitored for two years.

### Administrative Impact

The DOR is in contact with the Missouri State Highway Patrol (MSHP) to gather statistical information, however, at this time the DOR is unable to determine how many failure to register suspensions would be received for processing. If the volume is so significant that it cannot be absorbed by existing staff, additional FTEs will be requested through the appropriations process.

To implement the proposed legislation, the DOR will be required to:

- Update the Missouri Driver License System (MODL) to add new failure to register suspension and reinstatement processing;
- Develop new MODL screens
- Work with MSHP to define electronic process for notification of failure to register suspension orders;
- Programming and user acceptance testing;
- Genesys Phone system programming and testing;
- MEDL programming and user acceptance testing;
- Updates to MyDMV and DMVC programming for Record Sales and Payment Portal; and
- Create new MODL letters, update procedures, forms, and the Department website.

#### FY 2022 – Driver License Bureau

Research/Data Analyst	550 hrs. @ \$23.82 per hr.	= \$ 13,101
Research/Data Assistant	550 hrs. @ \$15.98 per hr.	= \$ 8,789
Total		= \$ 21,890

#### FY 2022 – Personnel Services Bureau

Associate Research/Data Analyst	120 hrs. @ \$19.08 per hr.	= \$ 2,290
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Total

**Total Costs** **= \$ 24,180**

**Oversight** assumes DOR could implement these changes with existing resources.

**DOR** also estimates **\$50,841** in OA-ITSD costs for FY22 in this proposal. The breakdown is as follows:

General Revenue	(442.80 hours @ \$95) = \$ 42,066
	(27 hours @ \$95) = \$ 8,775
	\$ 50,841

In summary, the total direct fiscal impact for FY 22 would be a cost of **\$75,021** for this proposal.

### **Revenue Impact**

The DOR is in contact with Missouri State Highway Patrol (MSHP) to gather statistical information, however, at this time the DOR is unable determine how many failure to register suspensions would be received for processing. Any reinstatement fees collected will be distributed 75% Highway Fund, 15% Cities, and 10% Counties.

**Oversight** does not have information to the contrary and therefore, Oversight will reflect the IT estimates as provided by the DOR. Oversight assumes the reinstatement fees collected from these new provisions will not be material.

Officials from the **Attorney General's Office**, the **Department of Corrections**, the **Missouri Highway Patrol**, the **Office of the State Public Defender** and the **Missouri Office of Prosecution Services** each assume the proposal will have no 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 agencies.

Officials from **St. Louis City**, the **Boone County Sheriff's Office**, the **Crestwood Police Department**, the **Ellisville Police Department**, the **Kansas City Police Department**, the **Springfield Police Department** and the **St. Louis County Police Department** each assume the proposal will have no 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 agencies.

<u>FISCAL IMPACT – State Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
<b>GENERAL REVENUE</b>			
<u>Cost – DOR –ITSD costs to update the MODL System</u>	<u>(\$50,841)</u>	<u>\$0</u>	<u>\$0</u>
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE</b>	<b><u>(\$50,841)</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

<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

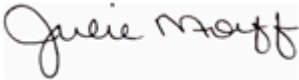
This bill repeals language allowing the Parole Board, in appropriate cases determined by a risk assessment, to terminate the supervision of an offender who is being supervised under Section 217.735, RSMo, when the offender is 65 years of age or older.

The bill also specifies that any convicted sexual offender required to register on the sex offender registry who changes his or her residence to a different county or city not within a county and who was convicted of child molestation in the first degree shall be required to deposit his or her driver's license with the chief law enforcement official with whom the person last registered. The license will be returned if the person registers with law enforcement within 3 days. If the person fails to register within three business days with the chief law enforcement official having jurisdiction over the new residence or address, the person will be guilty of the offense of failure to register and a warrant for the person's arrest will be issued, the person's driver's license will be suspended, and the person will be required to be electronically monitored for two years regardless of whether the person is sentenced to a term of imprisonment. The person will be responsible for all costs associated with electronic monitoring.

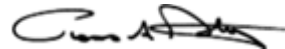
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Revenue  
Attorney General's Office  
Department of Corrections  
Missouri Highway Patrol  
Office of the State Public Defender  
Missouri Office of Prosecution Services  
St. Louis City  
Boone County Sheriff's Office  
Crestwood Police Department  
Ellisville Police Department  
Kansas City Police Department  
Springfield Police Department  
St. Louis County Police Department



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March 26, 2021



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March 26, 2021