

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1836H.02P
Bill No.: Perfected HCS for HB 944
Subject: Firearms; Crimes and Punishment; Animals; Weapons
Type: Original
Date: April 13, 2021

Bill Summary: This proposal changes laws regarding firearms.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

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
Total Estimated Net Effect on FTE	0	0	0

- ☐ 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 to Unknown	\$0 to Unknown	\$0 to Unknown

FISCAL ANALYSIS

ASSUMPTION

§571.030 – Use of firearms from a motor vehicle

In response to a previous version, officials from the **Attorney General's Office**, the **Department of Corrections**, the **Department of Public Safety - Missouri Highway Patrol**, the **Missouri Department of Agriculture**, the **Missouri Department of Conservation**, the **Missouri Office of Prosecution Services**, the **Office of the State Courts Administrator**, and the **Office of the State Public Defender** each assumed 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.

House Amendment (HA) 1:

Oversight assumes House Amendment 1 is a title change and will have no fiscal impact on state or local governments.

House Amendment (HA) 2:

§21.754 – Operations of a firearm business

In response to a similar proposal from 2021 (HB 1068), officials from the **Department of Public Safety –Missouri Highway Patrol**, the **Missouri Senate**, the **City of Corder**, the **City of O'Fallon**, and the **City of St. Louis** each assumed 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.

In response to a similar proposal from 2021 (HB 1068), officials from the **Office of the Secretary of State (SOS)** noted many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The Secretary of State's office is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to Secretary of State's office for Administrative Rules is less than \$5,000. The Secretary of State's office recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, they also recognize that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what their office can sustain with its core budget. Therefore, they reserve the right to request

funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could require additional resources.

House Amendment (HA) 3, AA:

§571.031 – Blair’s Law

In response to a similar proposal from 2021 (HB 99), the **Missouri State Public Defender (SPD)** stated they cannot assume existing staff will be able to provide competent, effective representation for any new cases where indigent persons are charged with the proposed new crime(s) concerning unlawful discharge of a firearm under Section 571.031. The Missouri State Public Defender System is currently providing legal representation in caseloads in excess of recognized standards. While the number of new cases may be too few or uncertain to request additional funding for this specific bill, the Missouri State Public Defender will continue to request sufficient appropriations to provide competent and effective representation in all cases where the right to counsel attaches.

Oversight assumes the SPD will be able to perform any additional duties required by this proposal with current staff and resources and will reflect no fiscal impact to the SPD for fiscal note purposes.

In response to a similar proposal from 2021 (HB 99), officials from the **Department of Corrections (DOC)** stated the areas already covered in statute for unlawfully discharging a firearm include dwelling house, railroad train, boat, aircraft, motor vehicle, schoolhouses, courthouses or church buildings. These locations cover many areas within a municipality. For that reason, the additional instances which would fall within Blair’s Law is believed to have no fiscal impact to the department.

Oversight does not have any information contrary to that provided by DOC. Therefore, Oversight will reflect DOC’s no impact for fiscal note purposes.

In response to a similar proposal from 2021 (HB 99), officials from the **Missouri Office of Prosecution Services (MOPS)** assumed the proposal will have no measurable fiscal impact on MOPS. The enactment of a new crime (571.031.4) creates additional responsibilities for county prosecutors and the circuit attorney which may, in turn, result in additional costs, which are difficult to determine.

In response to a similar proposal from 2021 (HB 99), officials from the **Attorney General’s Office, the Department of Public Safety – Missouri Highway Patrol, the Missouri Department of Conservation, the Office of the State Courts Administrator, the City of**

Ballwin, the City of O’Fallon, the City of St. Louis, 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 assumed the proposal will have no fiscal impact on their respective organizations.

In response to a similar proposal from 2021 (HB 99), officials from the **City of Hale and the City of Sugar Creek** responded to the legislation but did not provide a fiscal impact.

Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note.

§§571.101 and 571.107 – Allows firearms in churches or places of worship

In response to a similar proposal from 2021 (HCS HB Nos. 359 & 634), officials from the **Department of Revenue, the Department of Public Safety – Missouri Highway Patrol, and the Kansas City Police Department** each assumed the proposal will have no fiscal impact on their respective organizations.

In response to a previous version, officials from the **Crestwood Police Department, the Ellisville Police Department, and the Springfield Police Department** each assumed 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.

Oversight notes this bill lowers the age requirement from nineteen to eighteen for a concealed carry permit, which may increase the number of CCW applications submitted to county sheriffs. Oversight assumes some of the increase in revenue to sheriff’s departments will be offset by an increase in cost to process the applications for CCW permits.

House Amendment (HA) 4:

§§70.441, 571.107, 577.703, and 577.712 – Concealed carry on public transportation systems

In response to a similar proposal from 2021 (HB 52), officials from the **Department of Corrections, the Department of Public Safety - Missouri Highway Patrol, the Missouri Office of Prosecution Services, the Office of the State Courts Administrator, the Office of the State Public Defender, the Crestwood Police Department, the Ellisville Police Department, the Kansas City Police Department, the Springfield Police Department, the St. Joseph Police Department, and the St. Louis County Police Department** each assumed 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.

Bill as a Whole

Officials from the **Department of Public Safety - Missouri National Guard**, the **Missouri Department of Transportation**, the **Missouri House of Representatives**, the **City of Claycomo**, the **City of Kansas City**, and the **City of Springfield** 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.

Oversight only reflects the responses that we have received from state agencies and political subdivisions; however, other police and sheriff's departments, cities, and counties 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 –</u> <u>State Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
SHERIFF'S DEPARTMENTS			
<u>Revenue</u> – Sheriff's Departments (\$571.101) Increase in CCW applications for 18 year olds	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown
<u>Costs</u> – Increase in costs to process CCW applications of 18 year olds	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
ESTIMATED NET EFFECT ON SHERIFF'S DEPARTMENTS	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown

FISCAL IMPACT – Small Business

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

FISCAL DESCRIPTION

FIREARMS IN CHURCHES (Sections 571.101 and 571.107)

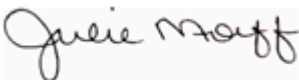
This bill lowers the age requirement from 19 to 18 years of age or older for a concealed carry permit.

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

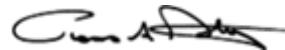
SOURCES OF INFORMATION

Attorney General's Office
 Department of Corrections
 Department of Public Safety
 Department of Revenue
 Missouri Department of Agriculture
 Missouri Department of Conservation

Missouri Department of Transportation
Missouri Office of Prosecution Services
Office of the State Courts Administrator
Office of the State Public Defender
Department of Public Safety
Missouri House of Representatives
Missouri Senate
Office of the Secretary of State
City of Ballwin
City of Claycomo
City of Corder
City of Hale
City of Kansas City
City of O'Fallon
City of Springfield
City of St. Louis
City of Sugar Creek
Crestwood Police Department
Ellisville Police Department
Kansas City Police Department
Springfield Police Department
St. Joseph Police Department
St. Louis County Police Department



Julie Morff
Director
April 13, 2021



Ross Strobe
Assistant Director
April 13, 2021