

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3616H.011  
 Bill No.: HB 1539  
 Subject: Crimes and Punishment; Victims of Crime  
 Type: Original  
 Date: January 8, 2024

Bill Summary: This proposal imposes a judgment of restitution in the amount of five thousand dollars for human trafficking offenses and establishes the "Human Trafficking and Sexual Exploitation Fund".

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
Human Trafficking and Sexual Exploitation Fund*	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

\*Revenue and disbursements assumed to net to zero.  
 Numbers within parentheses: () indicate costs or losses.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</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 2025</b>	<b>FY 2026</b>	<b>FY 2027</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 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
<b>Local Government</b>	<b>\$0 or Minimal</b>	<b>\$0 or Minimal</b>	<b>0 or Minimal</b>

## FISCAL ANALYSIS

### ASSUMPTION

#### §§566.203, 566.206, 566.209, 566.210, 566.211, 566.215, and 589.700 – Human trafficking offenses

Officials from the **Office of Attorney General (AGO)** assume any potential litigation costs arising from this proposal can be absorbed with existing resources. However, the AGO may seek additional appropriations if there is a significant increase in litigation or investigation.

**Oversight** does not have any information to the contrary. Therefore, Oversight assumes the AGO 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 AGO for fiscal note purposes.

Officials from the **Missouri Office of Prosecution Services**, the **Office of the State Courts Administrator**, the **Office of the State Public Defender**, and the **Office of the State Treasurer** 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** notes the provisions of this bill state in addition to any fine imposed, the court shall enter a judgment of restitution in the amount of \$5,000 payable to the Human Trafficking and Sexual Exploitation Fund established under section 589.700, upon a plea of guilty or a finding of guilt for a violation of this section. The moneys will be distributed to the county where the offense occurred and allocated 50% toward local rehab services for victims of human trafficking and 50% towards local efforts to prevent human trafficking.

Oversight notes OSCA reported the following number of guilty convictions in 2019 – 2023:

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
§566.203	0	0	0	0	0
§566.206	0	0	0	0	0
§566.209	1	0	0	0	1
§566.210	0	0	0	1	0
§566.211	3	1	1	2	3
§566.215	0	0	0	0	0

**Oversight** notes with the low number of guilty convictions reflected above, we will assume a minimal amount of restitution proceeds (average of approximately three (3) guilty dispositions per year x \$5,000 = \$15,000) collected into the new Human Trafficking and Sexual Exploitation Fund.

**Oversight** only reflects the responses received from state agencies and political subdivisions; however, other counties and schools were requested to respond to this proposed legislation but did not. A listing of political subdivisions included in the Missouri Legislative Information System (MOLIS) database is available upon request.

<u>FISCAL IMPACT – State Government</u>	FY 2025 (10 Mo.)	FY 2026	FY 2027
<b>HUMAN TRAFFICKING AND SEXUAL EXPOITATION FUND</b>			
<u>Revenue</u> - (§§566.203, 566.206, 566.209, 566.210, 566.211, 566.215) Potential fine revenue	\$0 or Minimal	\$0 or Minimal	\$0 or Minimal
<u>Transfer Out</u> – To Counties	\$0 to (Minimal)	\$0 to (Minimal)	\$0 to (Minimal)
<b>ESTIMATED NET EFFECT ON THE HUMAN TRAFFICKING AND SEXUAL EXPOITATION FUND</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

<u>FISCAL IMPACT – Local Government</u>	FY 2025 (10 Mo.)	FY 2026	FY 2027
<b>COUNTIES</b>			
<u>Transfer In</u> – from Human Trafficking and Sexual Exploitation Fund	\$0 or Minimal	\$0 or Minimal	0 or Minimal
<b>ESTIMATED NET EFFECT TO COUNTIES</b>	<b><u>\$0 or Minimal</u></b>	<b><u>\$0 or Minimal</u></b>	<b><u>\$0 or Minimal</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 bill provides that a person who pled guilty to or was found guilty of certain sexual offenses as specified in the bill will be required to pay \$5,000 in restitution payable to the state to be deposited into the newly established "Human Trafficking and Sexual Exploitation Fund". Upon

receipt of money from the Fund, a county must allocate disbursement of the funds according to the requirements in the bill.

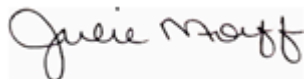
This bill establishes the "Human Trafficking and Sexual Exploitation Fund". The moneys in the Fund will be distributed to the county where the human trafficking offense occurred.

The county will allocate 50% of the moneys to rehabilitation of human trafficking victims and 50% of the moneys to education programs for convicted human trafficking offenders and to increase the number of law enforcement officers to enforce human trafficking laws.

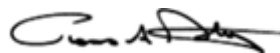
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

#### SOURCES OF INFORMATION

Attorney General's Office  
Missouri Office of Prosecution Services  
Office of the State Courts Administrator  
Office of the State Public Defender  
Office of the State Treasurer



Julie Morff  
Director  
January 8, 2024



Ross Strobe  
Assistant Director  
January 8, 2024