

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 5528-01  
Bill No.: HB 1675  
Subject: Courts; Fees; Law Enforcement Officials and Agencies; County Officials  
Type: Original  
Date: February 15, 2012

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Bill Summary: This proposal establishes the MODEX fund and deposits one-half of the charges collected by the traffic violation bureaus for services rendered into the fund to support the operational costs of the MODEX system.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
MODEX Fund	\$360,345	\$432,414	\$432,414
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$360,345</b>	<b>\$432,414</b>	<b>\$432,414</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</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 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>
<b>Local Government</b>	<b>\$360,345</b>	<b>\$432,414</b>	<b>\$432,414</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Public Safety - Missouri Highway Patrol, Office of the State Treasurer** and the **Department of Corrections** each assume the proposal would not fiscally impact their respective agencies.

Officials from the **Office of the State Courts Administrator (CTS)** state the proposed legislation would establish the MODEX fund and deposit one-half of the charges collected by traffic violations bureaus into the MODEX fund to support operational costs.

It is assumed most counties will establish an inmate security fund and that the traffic violations bureau is the Fine Collection Center. Based on FY 2011 data, there were approximately 144,138 traffic cases on which the \$6.00 surcharge could be applied. CTS anticipates the MODEX revenue from the surcharge would be approximately \$432,414 (144,138 x \$6 / 2) in any given year, with an equal amount going to the counties' inmate security funds.

**This proposal would increase Total State Revenues.**

<u>FISCAL IMPACT - State Government</u>	FY 2013 (10 Mo.)	FY 2014	FY 2015
<b>MISSOURI MODEX FUND</b>			
<u>Income</u> - \$6 surcharge for infractions processed through the traffic violations bureau	<u>\$360,345</u>	<u>\$432,414</u>	<u>\$432,414</u>
<b>ESTIMATED NET EFFECT TO THE MISSOURI MODEX FUND</b>	<b><u>\$360,345</u></b>	<b><u>\$432,414</u></b>	<b><u>\$432,414</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2013 (10 Mo.)	FY 2014	FY 2015
<b>COUNTIES</b>			
<u>Income</u> into the counties' inmate security fund from \$6 surcharge for infractions processed through the traffic violations bureau	<u>\$360,345</u>	<u>\$432,414</u>	<u>\$432,414</u>
<b>ESTIMATED NET EFFECT TO COUNTIES</b>	<b><u>\$360,345</u></b>	<b><u>\$432,414</u></b>	<b><u>\$432,414</u></b>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

Currently, law enforcement officers are allowed to charge for their services rendered in criminal cases and in all contempt or attachment proceedings except for cases disposed of by a traffic violation bureau. This bill removes the exception and allows them to also charge for cases in a traffic violation bureau. However, those cases disposed of by a traffic violation bureau must be distributed so that one-half of the charges collected are deposited into the newly-created MODEX Fund for the operational support and expansion costs of the MODEX system and one-half of the charges collected are deposited into the inmate security fund of the county or municipal political subdivision where the citation originated. If the county or municipal political subdivision has not established an inmate security fund, the funds must be deposited in the MODEX Fund.

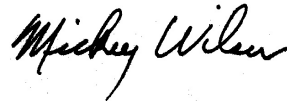
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Public Safety  
Office of the State Courts Administrator  
Office of the State Treasurer  
Department of Corrections

**Not Responding:**

Cole County Sheriff  
Buchanan County Sheriff  
Platte County Sheriff  
St. Louis County Sheriff's Department



Mickey Wilson, CPA  
Director  
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