

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0263-01
Bill No.: HB 59
Subject: Law Enforcement Officers and Agencies
Type: Original
Date: January 14, 2015

Bill Summary: This proposal requires certain disclosures by a person applying for a position as a peace officer.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on FTE	0	0	0

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Local Government	(Could exceed \$100,000)	(Could exceed \$100,000)	(Could exceed \$100,000)

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety (Missouri Highway Patrol and Capitol Police)**, the **Department of Natural Resources**, and the **Department of Social Services - State Technical Assistance Team** each assume the proposal would not fiscally impact their respective agencies.

Officials from the **Department of Conservation** assume an unknown negative fiscal impact due to unknown costs of psychological services.

Oversight assumes the Department of Conservation could absorb the potential additional costs within its current appropriation levels.

Officials from the **Springfield Police Department** and the **St. Louis County Police Department** each assume the proposal would not fiscally impact their respective agencies.

Officials from the **Boone County Sheriff's Department** state they would incur costs for any training fees and hourly pay rate of anyone hired that had prior complaints or investigations from their previous agency. Those costs incurred would be dependent upon the amount of time required for the training and the type of training, and whether there was any travel costs associated with receiving the appropriate training. An accurate cost figure is not available.

Officials from the **Platte County Sheriff's Department** state the bill does not specify who is responsible for paying the costs associated with the psychological evaluation prior to being hired. If costs are the responsibility of the law enforcement, this bill will have a significant fiscal impact on the local law enforcement agency, especially for those agencies that do not currently do pre-employment psychological testing. The Platte County Sheriff's Office does not presently conduct pre-employment psychological testing. If this cost is the responsibility of the law enforcement agency, then the Platte County Sheriff's Office would incur additional expenses for the psychological testing of applicants that is not currently in the budget for the Sheriff's Office or the County and no revenue source to pay for these additional costs has been identified. An accurate figure for the amount of additional costs is unknown but is expected to be significant as the Sheriff's Office would have to utilize psychological services from the private sector as the County does not currently employ a psychologist.

This cost will also be affected by the number of applicants the Sheriff's Office has at any moment in time. During periods of multiple vacancies this cost will be significant. Additionally, there will be added costs, in an undeterminable amount, related to the additional training required by

ASSUMPTION (continued)

this bill. The bill does not distinguish substantiated complaints or internal investigations from those that have been found to be unfounded or false. Based on the wording of the bill, the Sheriff's Office would have to provide additional training regardless of the validity of the complaint or the outcome of the internal investigation. If the Sheriff's Office does not have in-house trainers that are able to provide the required training then the Sheriff's Office will be forced to either pay to have someone certified as a trainer in the subject matter or they will have to send the new employee to training provided by an outside vendor. Both paths will require the payment of per diems, registration fees and possibly lodging, fuel and overtime compensation.

Officials from the Buchanan County Sheriff's Office, the Cole County Sheriff's Office, the Columbia Police Department, the Independence Police Department, the Jefferson City Police Department, the St. Charles Police Department, and the St. Louis Metropolitan Police Department did not respond to **Oversight's** request for fiscal impact.

Oversight will assume, depending on the number of psychological evaluations, who pays for the evaluations, and the amount of additional training required, the cost of this proposal could exceed \$100,000 to local political subdivisions.

<u>FISCAL IMPACT - State Government</u>	FY 2016 (10 Mo.)	FY 2017	FY 2018
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2016 (10 Mo.)	FY 2017	FY 2018
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LOCAL POLITICAL SUBDIVISIONS

<u>Costs - local police departments and sheriff's offices - for psychological evaluations of prospective new hires and the potential for needed additional training</u>	(Could exceed <u>\$100,000</u>)	(Could exceed <u>\$100,000</u>)	(Could exceed <u>\$100,000</u>)
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ESTIMATED NET EFFECT TO LOCAL POLITICAL SUBDIVISIONS	(Could exceed <u>\$100,000</u>)	(Could exceed <u>\$100,000</u>)	(Could exceed <u>\$100,000</u>)
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FISCAL IMPACT - Small Business

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

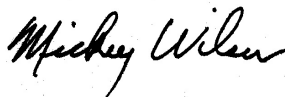
FISCAL DESCRIPTION

When applying or interviewing for employment as a peace officer, an individual must disclose whether he or she has had any complaints, disciplinary actions, or internal investigations as a peace officer while employed with another law enforcement agency. If any exist, the applicant must undergo a psychological evaluation prior to being hired as a peace officer to determine whether he or she can effectively work in the field of law enforcement. If after the psychological evaluation the individual is found to be able to effectively work in the field of law enforcement, he or she must receive additional training addressing the issue which prompted the prior complaint, disciplinary action, or internal investigation..

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
Department of Natural Resources
Missouri Department of Conservation
Department of Social Services
Boone County Sheriff's Office
Platte County Sheriff's Office
Springfield Police Department
St. Louis County Police Department



Mickey Wilson, CPA
Director
January 14, 2015

Ross Strobe
Assistant Director
January 14, 2015