

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4396-01
Bill No.: HB 1502
Subject: Department of Public Safety; Law Enforcement Officers and Agencies
Type: Original
Date: December 30, 2015

Bill Summary: This proposal modifies the provisions allowing law enforcement officers to use deadly force in certain circumstances and establishes a task force on the use of force.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
General Revenue	(Minimal)	(Minimal)	(Minimal)
Total Estimated Net Effect on General Revenue	(Minimal)	(Minimal)	(Minimal)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
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 2017	FY 2018	FY 2019
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
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 2017	FY 2018	FY 2019
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety - Missouri Highway Patrol** and **Office of the Director** each assume no fiscal impact from the proposal

Officials from the **Attorney General's Office** assume that any potential costs arising from this proposal could be absorbed with existing resources.

Officials from the **Platte County Sheriff's Office** state currently it is not possible to provide a detailed analysis of the fiscal impact of this bill. It is not possible to predict an officer/deputy involved death. Under this bill as written, if an officer/deputy involved death occurred, the Sheriff's Office would incur overtime costs of approximately \$1,200 per week as long as the mandatory suspension was in effect. Additionally, the suspended deputy would be entitled to back pay and retroactive benefits if cleared of wrongdoing.

Officials from the **Springfield Police Department**, the **Cole County Sheriff's Office**, and the **Boone County Sheriff's Office** each assume the proposal would not fiscally impact their respective agencies.

The nine members of the new Task Force On The Use Of Force By A Law Enforcement Officer are allowed to be reimbursed for expenses but shall not receive a per diem. **Oversight** will reflect a minimal (under \$20,000) amount of expense reimbursement from the General Revenue Fund for this task force.

Oversight will also assume local political subdivisions could implement the provisions in the bill with existing resources.

Officials from St. Louis County, Buchanan County Sheriff's Office, Independence Police Department, St. Charles Police Department, and the St. Louis County Police Department did not respond to our request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
GENERAL REVENUE FUND			
<u>Costs - DPS - expense reimbursement for the Task Force On The Use Of Force By A Law Enforcement Officer</u>	<u>(Minimal)</u>	<u>(Minimal)</u>	<u>(Minimal)</u>
ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND	<u>(MINIMAL)</u>	<u>(MINIMAL)</u>	<u>(MINIMAL)</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
	<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.

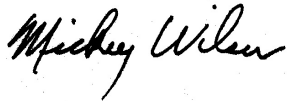
FISCAL DESCRIPTION

The bill establishes a Task Force On The Use Of Force By A Law Enforcement Officer in the Department of Public Safety. The task force must focus its efforts on clarifying the use of force allowed by law enforcement officers in St. Louis County. The task force must consist of nine members appointed by the Department Director that may include, but not be limited to a person from the Peace Officer Standards and Training (POST) Commission, and various members of the law enforcement community. The task force shall not meet more than four times annually.

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
Attorney General's Office
Platte County Sheriff's Office
Springfield Police Department
Boone County Sheriff's Office
Cole County Sheriff's Office



Mickey Wilson, CPA
Director
December 30, 2015

Ross Strobe
Assistant Director
December 30, 2015