

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0056-05
Bill No.: HB 302
Subject: Crimes and Punishment; Law Enforcement Officers and Agencies
Type: Original
Date: January 6, 2017

Bill Summary: This proposal establishes the offense of intentionally targeting a law enforcement officer and creates a Blue Alert System.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Highway	(\$60,000)	(\$5,125)	(\$5,253)
Total Estimated Net Effect on <u>Other</u> State Funds	(\$60,000)	(\$5,125)	(\$5,253)

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
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 2018	FY 2019	FY 2020
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety - Office of the Director** assume the costs associated with the meeting requirements for the Oversight Committee, primarily travel to/from the meetings can be absorbed within the budget for the Office of the Director. We defer to the response from the Missouri Highway Patrol for the balance of the stated needs due to this legislation.

Officials from the **Department of Public Safety - Missouri Highway Patrol (MHP)** state the proposed legislation would establish the offense of intentionally targeting a law enforcement officer and also would create a Blue Alert System.

There is hereby created a statewide program called the "Blue Alert System" referred to in this section as the "System" to aid in the identification and location of a missing endangered person. The Criminal Justice Information Services Division estimates 600 hours at a cost of \$100 per hour for a total of \$60,000 (600 x \$100) based on the following projections:

100 Hours - Discovery and Design
350 Hours - Write Code to Develop Blue Alert Module
150 Hours - Testing
600 Hours x \$100 = \$60,000

In addition, the Patrol estimates an annual maintenance cost of \$5,000.

Officials from the **Department of Transportation**, the **Missouri Lottery Commission**, the **Department of Corrections**, the **Office of the State Courts Administrator**, the **Office of the State Public Defender**, and the **Office of Prosecution Services** each assume the proposal would not fiscally impact their respective agencies.

In response to a similar proposal from this year (HB 228), officials from the **Springfield Police Department** and the **Boone County Sheriff's Department** each assumed the proposal would not fiscally impact their respective agencies.

According to officials from the **Office of the Secretary of State (SOS)**, many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain

ASSUMPTION (continued)

amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$2,500. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, we 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 our office can sustain with our core budget. Therefore, we 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 request funding through the appropriation process.

Officials from the **Joint Committee on Administrative Rules** state this legislation is not anticipated to cause a fiscal impact beyond its current appropriation.

<u>FISCAL IMPACT - State Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
HIGHWAY FUND			
<u>Cost - DPS - MHP</u>			
Consultant fee and annual maintenance for Blue Alert System	<u>(\$60,000)</u>	<u>(\$5,125)</u>	<u>(\$5,253)</u>
ESTIMATED NET EFFECT ON THE HIGHWAY FUND	<u>(\$60,000)</u>	<u>(\$5,125)</u>	<u>(\$5,253)</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
	<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

This bill specifies that a person who intentionally targets a law enforcement officer because of the actual or perceived status of the victim as a law enforcement officer, whether on or off duty, is guilty of a class A felony and is not eligible for suspended imposition or execution of sentence, or is not eligible for parole or conditional release until the offender has served at least 10 years in prison.

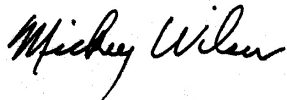
The bill also establishes the Blue Alert System to aid in the identification, location, and apprehension of any individual or individuals suspected of killing or seriously injuring a local, state, or federal law enforcement officer. The Department of Public Safety will coordinate with local law enforcement agencies and public commercial television and radio broadcasters to effectively implement the system. Participation is entirely optional for local law enforcement agencies and federally licensed radio and television broadcasters, but the program will include at least: the Department of Public Safety, Highway Patrol, Department of Transportation, and Missouri Lottery. Knowingly making a false report that triggers an alert is a class A misdemeanor.

The bill also establishes the Blue Alert System Oversight Committee, which will develop criteria and procedures for the "Blue Alert System." The committee will be housed in the Department of Public Safety. The bill specifies how many members the committee will have, what entities will be represented, and the length of the terms members will serve.

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 Transportation
Missouri Lottery Commission
Department of Corrections
Office of the State Courts Administrator
Office of the State Public Defender
Springfield Police Department
Boone County Sheriff's Department
Office of Prosecution Services
Office of the Secretary of State
Joint Committee on Administrative Rules



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January 6, 2017

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