

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5956-01
Bill No.: HB 2121
Subject: Prisons and Jails; Crimes and Punishment; Law Enforcement Officers and Agencies
Type: Original
Date: March 5, 2018

Bill Summary: This proposal changes the laws regarding the time a person may be detained upon arrest.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
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 2019	FY 2020	FY 2021
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Corrections** assume the proposal would not fiscally impact their agency.

Officials from the **Attorney General's Office (AGO)** assume that any potential costs arising from this proposal could be absorbed with existing resources. The AGO may seek additional appropriations if there is a significant increase in litigation.

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

Officials from the **Boone County Sheriff's Department** assume the proposal would result in significant costs. If jails are required to hold people arrested who are a danger to themselves or others, but not under criminal charges, jails would incur costs for having to house such persons. Boone County will not hold persons beyond 24 hours unless formal charges have been filed.

Oversight assumes the person arrested may be detained for seventy-two hours or until the person is reasonably believed to no longer be a danger. Oversight assumes the new holding durations are permissive; therefore, Oversight assumes the proposal would not be a direct fiscal impact to local law enforcement.

Officials from the Clark County Sheriff's Department, Franklin County Sheriff's Department, Independence Police Department, Jasper County Sheriff's Department, Platte County Sheriff's Department, and the St. Louis Metropolitan Police Department did not respond to **Oversight's** request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<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 proposed legislation appears to have no direct fiscal impact.

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 Corrections
Office of the Attorney General
Springfield Police Department
Boone County Sheriff's Department
Greene County Sheriff's Department

Ross Strope



Acting Director
March 5, 2018