

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1637-01
Bill No.: HB 722
Subject: Courts; Law Enforcement Officers and Agencies; Civil Procedure
Type: Original
Date: March 8, 2019

Bill Summary: This proposal allows certain specially appointed persons who serve court orders to collect the charge for such service.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
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 2020	FY 2021	FY 2022
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
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 2020	FY 2021	FY 2022
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials at the **Office of the State Courts Administrator** assume there may be some impact but there is no way to quantify that currently. Any significant changes will be reflected in future budget requests.

Officials at the **Department of Public Safety's Missouri Highway Patrol** assume no fiscal impact from this proposal.

Oversight notes that the Office of the State Courts Administrator and the Department of Public Safety's Missouri Highway Patrol each has stated the proposal would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note for these agencies.

Officials at the **Monroe County Assessor** assume no fiscal impact from this proposal.

In response to similar legislation from 2018, HCS for HB 1356, officials at **St. Louis County** and the **Boone County Sheriff's Department** each assumed no fiscal impact to their respective entities from this proposal.

Oversight only reflects the responses that we have received from state agencies and political subdivisions; however, other counties and sheriff departments were requested to respond to this proposed legislation but did not. For a general listing of political subdivisions included in our database, please refer to www.legislativeoversight.mo.gov.

Oversight notes the proposal states "the sheriff, or any other person specifically appointed to serve in a county that receives funds under Section 57.278" shall receive \$10 for the service, which shall be deposited into the deputy sheriff salary supplementation fund created under Section 57.278.

Oversight notes according to the Office of the State Treasurer annual reports, the Deputy Sheriff Salary Supplementation Fund (0913) had the following activity:

	Receipts	Disbursements	Ending Balance
FY 2017	\$2,719,878	\$2,960,171	\$11,534,982
FY 2018	\$2,699,737	\$2,984,535	\$11,250,185

ASSUMPTION (continued)

Also, according to the Department of Public Safety, the following award amounts were paid out in 2018.

2018 Deputy Sheriff Salary Supplementation Fund Award/Payments							
County	2018 payment	County	2018 payment	County	2018 payment	County/City	2018 Payment
Andrew	\$33,344	Daviess	\$8,903	McDonald	\$66,490	Schuyler	\$21,658
Audrain	\$8,264	DeKalb	\$21,300	Mercer	\$2,909	Scotland	\$832
Barry	\$78,739	Dent	\$1,345	Miller	\$136,869	Scott	\$16,591
Barton	\$50,884	Dunklin	\$40,347	Moniteau	\$62,721	Shannon	\$24,569
Bates	\$29,291	Gasconade	\$26,009	Monroe	\$35,921	Shelby	\$11,482
Benton	\$44,518	Grundy	\$16,543	Montgomery	\$2,234	St. Francois	\$39,241
Bollinger	\$12,617	Henry	\$40,365	Oregon	\$28,283	St. Louis City	\$48,556
Butler	\$47,752	Hickory	\$32,679	Osage	\$28,864	Stoddard	\$23,652
Caldwell	\$5,941	Holt	\$28,921	Ozark	\$41,012	Stone	\$8,648
Callaway	\$2,904	Howard	\$15,860	Pemiscot	\$42,446	Sullivan	\$2,258
Camden	\$112,927	Howell	\$87,044	Perry	\$40,123	Texas	\$96,858
Cape G.	\$3,023	Iron	\$81,855	Pettis	\$98,172	Vernon	\$24,069
Carter	\$51,667	Johnson	\$46,686	Polk	\$62,867	Washington	\$109,586
Cedar	\$96,996	Knox	\$22,640	Pulaski	\$13,703	Wayne	\$13,761
Chariton	\$34,027	Laclede	\$22,889	Randolph	\$45,149	Webster	\$11,741
Christian	\$6,563	Linn	\$33,153	Ray	\$16,007	Worth	\$15,918
Clinton	\$63,505	Livingston	\$15,083	Reynolds	\$35,133	Wright	\$81,860
Dade	\$99,341	Macon	\$959	Ripley	\$79,691		
Dallas	\$60,551	Maries	\$38,709	Saline	\$71,965	TOTAL	\$2,885,980

Source: Department of Public Safety

Oversight assumes the proposal would allow sheriffs in the above counties to specifically appoint persons to serve a summons, writ, or subpoena and collect the \$10 specified in statutes. Oversight assumes this will not materially increase collections into the Deputy Sheriff Salary Supplementation Fund.

<u>FISCAL IMPACT - State Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
	<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

Office of the State Courts Administrator
Department of Public Safety
Missouri Highway Patrol
Monroe County Assessor
St. Louis County
Boone County Sheriff's Department



Kyle Rieman
Director
March 8, 2019

Ross Strope
Assistant Director
March 8, 2019