

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4141-03
Bill No.: HCS for HB 1521
Subject: Law Enforcement Officers and Agencies; General Assembly; State Departments;
 Office of Administration
Type: Original
Date: January 29, 2020

Bill Summary: This proposal establishes the “Capitol Police Board.”

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
General Revenue	(\$92,648 to Unknown)	(\$77,509)	(\$78,232)
Total Estimated Net Effect on General Revenue	(\$92,648 to Unknown)	(\$77,509)	(\$78,232)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Department of Public Safety*	\$1,805,953	\$1,805,953	\$1,805,953
Capitol Police Board*	(\$1,805,953)	(\$1,805,953)	(\$1,805,953)
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

* Reallocation of funds and FTE nets to zero.

Numbers within parentheses: () indicate costs or losses.
 This fiscal note contains 9 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
General Revenue	1 FTE	1 FTE	1 FTE
Department of Public Safety*	-40 FTE	-40 FTE	-40 FTE
Capitol Police Board*	40 FTE	40 FTE	40 FTE
Total Estimated Net Effect on FTE	1 FTE	1 FTE	1 FTE

* Reallocation of funds and FTE nets to zero.

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 2021	FY 2022	FY 2023
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§§8.010, 8.111, 8.170, 8.172, 8.177, and 8.178 - Capitol Police Board

Officials from the **Department of Public Safety - Capitol Police (CP)** state the transfer from the Department of Public Safety to the "Capitol Police Board" will incur a fiscal impact to the Capitol Police. Costs associated with the reorganization is for the replacement of uniforms, department logos, and department patches. The potential transfer would require Capitol Police to replace all uniform and equipment items that display our current department logo. The words "Department of Public Safety" would be removed from all uniforms and vehicles that display the old department patch/logo/decals. The redesign of CP's department logo would have to reflect the reorganization from under DPS to the "Capitol Police Board."

Under the proposed legislation, Capitol Police does not see a need to increase its current number of full-time employees (FTE) to complete its mission at this time. If this bill should pass, Capitol Police would request additional funding to cover the initial cost for replacement uniforms, redesign of department patch, and vehicle decal.

Capitol Police will incur costs associated with outfitting 34 officers with new uniform shirts and winter coats with the new department patch. The purchase of new uniform shirts and winter coats are due to the possible redesign of our department patch to remove the words "Department of Public Safety" inscribed on the upper portion of the CP's patch/logo/decals.

Each uniformed member of Capitol Police receives two (2) long sleeve and two (2) short sleeve shirts, which equates to 136 shirts (34*2*2), each requiring replacement patches. Our winter coats (a total of 34) have an outer shell and an inner liner that also functions as a jacket. Winter coats require six (6) patches in all, two (2) department patches, and one (1) police badge on the outer shell and the same for the inner liner jacket.

To remove and replace all department patches at one-time would be difficult and costly. The redesigned patch may not cover the old stitching leaving small holes in the uniform item and some residual binding adhesive. The uniform may also become damaged during the removal process requiring the purchase of a new uniform item. It would also be difficult for an alterations shop to remove and replace all department patches and provide quality service within a specific time frame. It is more efficient and practical to purchase new shirts, and winter coats with the redesigned patch sewn on by a police uniform vendor. Total uniform replacement cost is estimated at \$21,652.

ASSUMPTION (continued)

Capitol Police will need to replace all vehicle decals displayed on five (5) of our six (6) police vehicles as they also display the words "Department of Public Safety" in the upper portion of the decal. CP estimates the cost to replace vehicle decals to be approximately \$7,000.

Uniform and equipment items needed for the proposed reorganization has an initial cost of \$28,652. CP does not foresee any on-going cost after the first year as uniform items will be replaced as needed within our appropriated budget.

The following equipment items and costs will be considered a one-time expense:

Vehicle/office emblems	\$700 per emblem x 10	=	\$7,000
Long-sleeve police uniform shirts	\$78 per shirt x 68 shirts	=	\$5,304
Short-sleeve police uniform shirt	\$66 per shirt x 68 shirts	=	\$4,488
1,000 replacement uniform patches	\$2 per patch x 1,000	=	\$2,000
Replacement of winter coat	\$290 per coat x 34 coats	=	<u>\$9,860</u>
Total costs			\$28,652

Capitol Police consulted with the Office of Administration/Information and Technology Systems Division (OA/ITSD) to determine technology-related costs associated with the bill. At this time, it is unknown which ITSD section would provide services to Capitol Police.

Oversight notes the one-time costs as outlined by Capitol Police to replace existing emblems, department patches, uniforms, vehicle and office emblems that would need to be replaced to reflect the name change. Additionally, Oversight notes OA/ITSD is unable to provide an estimate of the cost associated with moving the information and programs from the Department of Public Safety to a new server under the Board. Oversight will reflect CP's impact as (\$28,652 to Unknown) for fiscal note purposes.

Oversight notes this proposal would transfer the Capitol Police from the Department of Public Safety to the Capitol Police Board. The Capitol Police has been the primary law enforcement agency for the 72-acre state office building campus known as the Capitol Complex since 1983. Officers patrol the buildings and grounds in their jurisdiction 24 hours a day, seven days a week. Patrols are made on foot, by vehicle and on bicycle. Criminal investigations, medical emergencies, traffic accidents, security and fire alarms and security escorts are only a few of the many incidents and calls for service officers provide to over 15,000 state employees and over 200,000 annual visitors to the seat of government. Using the Governor's Executive Budget recommendation for FY 2021, Oversight will show a transfer of \$1,805,953 and 40 FTE from the Department of Public Safety to the Capitol Police Board.

ASSUMPTION (continued)

Officials from the **Missouri House of Representatives (MHR)** state one (1) Human Resource Analyst II at an annual salary of \$46,000 would be needed to support the human resources, budget and reporting needs of the Capitol Police Board. The MHR states they have not included costs for operations that are currently located in HB 8 (DPS). It is unclear which budget bill and department the Capitol Police's operating appropriations would fall under. If their budget would fall under the House purview, MHR presumes there would be an increase to the House budget equal to the decrease to DPS's budget to accomplish the reallocation. This is not shown in our fiscal response.

Oversight does not have any information contrary to that provided by MHR. Therefore, Oversight will reflect MHR's impact for fiscal note purposes.

Officials from the **Office of the Secretary of State (SOS)** state 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 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 \$5,000. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes 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 the office can sustain with the core budget. Therefore, the SOS reserves 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 require additional resources.

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

Oversight assumes JCAR will be able to administer any rules resulting from this proposal with existing resources.

In response to a previous version, officials from the **Governor's Office (GOV)** stated section 8.111 establishes the "Capitol Police Board" which will consist of five members: the Governor or their designee, the Speaker of the House of Representatives or their designee, the President pro

ASSUMPTION (continued)

tempore of the Senate or their designee, the Chief Justice of the Missouri Supreme Court or their designee, and the chair of the State Capitol Commission. There should be no added cost to the Governor's Office as a result of this measure.

Officials from the **Office of Administration - Facility Management Design and Construction (FMDC)** state FMDC currently pays for security services at multiple facilities statewide. FMDC's three-year average cost (2017 – 2019) for security services was \$920,490. FMDC assumes this cost would be transferred to the Capitol Police Board. Therefore, there would be a potential savings to FMDC as a result of this bill. However, the overall impact to the state would be \$0.

Oversight notes §8.115 was removed from this proposal; therefore, the expense of security services as noted in OA/FMDC's response at a three-year average cost of \$920,490 will remain with OA/FMDC and will not transfer to the Capitol Police Board.

Officials from the **Office of Administration - Budget and Planning (B&P)** state this proposal has no direct impact on B&P, has no direct impact on general and total state revenues and will not impact the calculation pursuant to Art. X, Sec. 18(e).

Oversight notes that the **Department of Public Safety - Office of the Director**, the **Department of Transportation**, the **Office of State Courts Administrator**, and the **Missouri Senate** have each stated the proposal would not have a direct fiscal impact on their respective organizations.

Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
GENERAL REVENUE FUND			
<u>Costs</u> - CP (§8.177) One-time costs to replace emblems, uniforms, patches	(\$28,652)	\$0	\$0
<u>Costs</u> - OA/ITSD (§8.177) Moving CP information and programs from DPS to Capitol Police Board	(Unknown)	\$0	\$0
<u>Costs</u> - MHR (§8.177)			
Personal Services	(\$38,333)	(\$46,460)	(\$46,925)
Fringe Benefits	(\$22,330)	(\$26,949)	(\$27,104)
Equipment and Expense	(\$3,333)	(\$4,100)	(\$4,203)
<u>Total Costs</u> - MHR	<u>(\$63,996)</u>	<u>(\$77,509)</u>	<u>(\$78,232)</u>
FTE Change - MHR	1 FTE	1 FTE	1 FTE
ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND	<u>(\$92,648 to Unknown)</u>	<u>(\$77,509)</u>	<u>(\$78,232)</u>
Estimated Net FTE Change for General Revenue	1 FTE	1 FTE	1 FTE
DEPARTMENT OF PUBLIC SAFETY			
<u>Reallocation</u> - CP funding and 40 FTE from DPS to Capitol Police Board	<u>\$1,805,953</u>	<u>\$1,805,953</u>	<u>\$1,805,953</u>
ESTIMATED NET EFFECT TO THE DEPARTMENT OF PUBLIC SAFETY	<u>\$1,805,953</u>	<u>\$1,805,953</u>	<u>\$1,805,953</u>
MISSOURI STATE CAPITOL POLICE BOARD			
<u>Reallocation</u> - CP funding and 40 FTE into the Commission	<u>(\$1,805,953)</u>	<u>(\$1,805,953)</u>	<u>(\$1,805,953)</u>
ESTIMATED NET EFFECT TO THE CAPITOL POLICE BOARD	<u>(\$1,805,953)</u>	<u>(\$1,805,953)</u>	<u>(\$1,805,953)</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
	<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 establishes the Capitol Police Board which shall consist of the Governor, the Speaker of the House, the President Pro Tem of the Senate, and the Chief Justice of the Missouri Supreme Court, or their designees, and the chair of the State Capitol Commission. This board shall be housed in the House of Representatives for administration purposes and provide for public safety at the seat of government and for the safety and security of elected officials, government employees, and their guests as needed outside the seat of government. The board shall hire a chief of police and promulgate all necessary rules and regulations.

The bill specifies the Circuit Court of Cole County has authority to enforce the traffic or parking regulations of the Capitol Police Board.

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 Public Safety - Capitol Police
Governor's Office
Missouri House of Representatives
Department of Transportation
Joint Committee on Administrative Rules
Office of Administration - Budget and Planning
Office of Administration
Office of State Courts Administrator
Missouri Senate
Office of Secretary of State

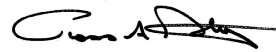
L.R. No. 4141-03
Bill No. HCS for HB 1521
Page 9 of 9
January 29, 2020

NOT RESPONDING

Office of the Lieutenant Governor



Julie Morff
Director
January 29, 2020



Ross Strobe
Assistant Director
January 29, 2020