

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4692-01  
Bill No.: HB 1694  
Subject: Elections; General Assembly; Governor and Lieutenant Governor  
Type: Original  
Date: January 12, 2016

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Bill Summary: This proposal specifies when a governor has to issue a writ of election following a vacancy in either house of the General Assembly, and requires the governor to issue the writ to hold an election on the same date of the general election if the governor receives notice of the vacancy within six months of the general election for the ensuing term or the new general election.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 4 pages.

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

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Office of Secretary of State** assume this proposal specifies that when the Governor receives a notice of vacancy of either house, during the recess, he shall, without delay in all cases and within thirty days (unless such a vacancy occurs within six months of the general election for the ensuing term or the next general election), issue a writ of election to supply the vacancy.

This proposal does not specify whether the writ would require the election to fill the vacancy to be held alongside the April municipal election, the August primary, or the November general election, or if a separate special election date would be required.

If a separate special election date were set to fill the vacancy, pursuant to 115.063 RSMo, the state would be responsible for all the costs. If the writ issued by the Governor called for the vacancy to be filled at the April, August, or November elections, election costs may be shared proportionately by state and local governments (115.063.2 RSMo). Sharing the costs proportionately with local governments would reduce costs incurred by the state.

The costs to the state associated with this proposal are based on the election date (separate special election date as opposed to concurrence with municipal/primary/general election) as well as other factors (size of legislative district vacancy being filled). This proposal could result in a cost to the state of up to \$209,223, based on the cost of the November 3, 2009 special election for Senate District 4.

Officials from the **Missouri Senate, Missouri House of Representatives, Lieutenant Governor's Office** and **Governor's Office** each assume the proposal will have no fiscal impact on their respective organizations.

**Oversight** will reflect a fiscal impact of \$0 for this proposal as it appears to clarify language within the statute and will not create any additional costs.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
	<u>\$0</u>	<u>\$0</u>	<u>\$0</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.

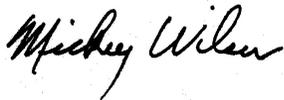
FISCAL DESCRIPTION

This proposal requires the Governor to issue writs of election within 30 days of notice of a vacancy or a resignation in the Senate or House of Representatives unless the term in office can be filled at a general election held within six months of the vacancy or resignation.

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

Governor's Office  
Lieutenant Governor's Office  
Missouri Senate  
Missouri House of Representatives  
Office of Secretary of State



Mickey Wilson, CPA  
Director  
January 12, 2016

Ross Strobe  
Assistant Director  
January 12, 2016