

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4101-03  
Bill No.: Perfected SS for SCS for SB 704  
Subject: Office of Administration; Office of the State Auditor; Department of Elementary and Secondary Education; Department of Higher Education; State; Federal - State Relations; Governor and Lieutenant Governor; State Departments  
Type: Original  
Date: February 16, 2016

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Bill Summary: This proposal requires all departments and divisions of the state, including statewide offices, to post copies of contracts entered into for provision of legal services from outside firms on the Missouri Accountability Portal.

**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 6 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 **Department of Natural Resources**, the **Department of Agriculture**, the **Department of Economic Development**, the **Department of Mental Health**, the **Department of Corrections**, the **Department of Revenue**, the **Department of Public Safety - Missouri Highway Patrol**, and the **Office of Administration - Budget and Planning**, the **Department of Elementary and Secondary Education**, the **Department of Higher Education** each defer to Office of Administration - Information Technology Services Division for fiscal impact.

Officials from the **Office of the State Courts Administrator** state 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 from the **Missouri House of Representatives**, the **Department of Public Safety - Capitol Police**, the **Department of Public Safety - Director's Office**, the **Department of Public Safety - Division Alcohol and Tobacco Control**, the **Department of Public Safety - Division of Fire Safety**, the **Department of Public Safety - Missouri Gaming Commission**, the **Joint Committee on Public Retirement**, the **Legislative Research**, the **Missouri Lottery Commission**, the **Missouri Consolidated Health Care Plan**, the **Missouri Department of Conservation**, the **Missouri Ethics Commission**, the **Missouri Lieutenant Governor**, the **Department of Transportation**, the **Office of Prosecution Services**, the **Missouri State Employees Retirement System**, the **MoDOT and Patrol Employees Retirement System**, the **Administrative Hearing Commission**, the **Office of the State Auditor**, the **Missouri Senate**, the **Department of Public Safety - State Emergency Management Agency**, the **Office of the State Treasurer** and the **State Tax Commission** each assume the current proposal would not fiscally impact their respective agencies.

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 \$2,500.

Officials from the **Attorney General's Office** assume that any potential costs arising from this proposal can be absorbed with existing resources.

ASSUMPTION (continued)

Officials from the **Joint Committee on Administrative Rules** state that the proposal is not anticipated to cause a fiscal impact to their agency beyond its current appropriation.

Officials from the **Office of the State Public Defender** assume the proposal will have some impact on their department. The contracts to conflict counsel for Homicide cases and Direct Appeals are set at \$10,000 and \$3,750 respectively. Although there are a few of these in a given fiscal year, staff time would be required to post that information.

**Oversight** assumes the Office of the State Public Defender the additional staff time needed for the requirements of this proposal can be absorbed with existing resources.

In response to a similar version of this proposal, SB 704, officials from the **Office of Administration - Information Technology Services Division (ITSD)** assumed the proposal would require changes to be made to the Missouri Accountability Portal to provide for the ability to post certain information of legal service contracts from outside firms onto the portal. This would require 133.92 hours of consultant work by ITSD at \$75 per hour this equates to a fiscal impact of \$10,044 for FY17. The annual maintenance of the system will require \$2,059 in FY18 and \$2,110 in FY19.

**Oversight** assumes ITSD would be able to absorb some of the programming costs, resulting in a minimal negative fiscal impact.

Senate Amendment 1

Officials from the **Department of Public Safety - Office of the Director**, the **Department of Elementary and Secondary Education**, the **Department of Higher Education**, the **Department of Economic Development**, the **Department of Agriculture**, the **Department of Natural Resources**, the **Missouri Ethics Commission**, the **Administrative Hearing Commission**, the **Missouri State Employees Retirement System**, the **Joint Committee on Public Employee Retirement**, the **Department of Public Safety - Division of Fire Safety**, the **Missouri Consolidated Health Care Plan** and the **Office of the State Courts Administrator** assume this amendment will not change their original fiscal impact.

<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

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 Agriculture  
Department of Economic Development  
Department of Elementary and Secondary Education  
Department of Higher Education  
Department of Mental Health  
Department of Corrections  
Department of Revenue  
Department of Public Safety  
Joint Committee on Administrative Rules  
Joint Committee on Public Retirement  
Legislative Research  
Missouri Lottery Commission  
Missouri Consolidated Health Care Plan  
Missouri Department of Conservation  
Missouri Ethics Commission

SOURCES OF INFORMATION (continued)

Missouri Lieutenant Governor  
Department of Transportation  
Office of Prosecution Services  
Missouri State Employees Retirement System  
MoDOT and Patrol Employees Retirement System  
Office of Administration  
Office of the State Auditor  
Missouri Senate  
State Tax Commission  
Attorney General's Office  
Department of Natural Resources  
Office of the Governor  
Missouri House of Representatives  
Office of the State Public Defender



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February 16, 2016

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