

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2540-01
Bill No.: HB 1049
Subject: Concealed Weapons; Law Enforcement Offices and Agencies.
Type: Original
Date: January 11, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
None			
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

In response to similar legislation from last year, officials from the **Department of Public Safety (DPS)** stated the county sheriffs may call to check with the DPS' Peace Officer Standards and Training (POST) Program to determine if the individual applying for a permit was a certified peace officer. The DPS assumed this proposal will not fiscally impact their agency.

Officials from the **Department of Natural Resources, Office of the Attorney General, Department of Conservation, Department of Corrections,** and the **Department of Public Safety - Missouri Highway Patrol** each assume this proposal would not fiscally impact their respective agencies.

Officials from the **Jackson County Sheriff's Office,** the **St. Louis Sheriff's Office** and the **Greene County Sheriff's Office** did not respond to our request for fiscal impact.

In response to similar legislation from last year, officials from the **Boone County Sheriff's Department** assumed there would be a minimal impact on both revenues and costs due to the anticipated small number of applicants.

Oversight assumes that since the proposal states that all costs associated with obtaining or renewing a permit shall be borne by the applicant, and since the proposal also raises the fee a sheriff may charge for processing a permit from ten to one hundred dollars (fifty for renewals), that the costs to local sheriffs for processing a permit will be covered by the fee charged. Oversight assumes an unknown amount of revenue and costs associated with the issuance of permits, however, the amounts offset each other to net to a zero fiscal impact at the local government level.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
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LOCAL SHERIFFS

<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
<u>Revenue</u> - Permit fee for concealable weapon to retired or off-duty peace officers	Unknown	Unknown	Unknown
<u>Costs</u> - of issuance of permits	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
ESTIMATED NET EFFECT TO LOCAL SHERIFFS	<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.

DESCRIPTION

This proposal makes several changes to the concealed weapons law. In its major provisions, the proposal:

- (1) Allows certain off-duty and retired peace officers to obtain a concealed weapons permit;
- (2) Requires all applicants for a concealed weapons permit to provide recent documentation from a physician that the applicant is in good physical and mental health;
- (3) Requires the sheriff to conduct a criminal background check when a concealed weapons permit is issued or renewed;
- (4) Assesses a fee of up to \$100 for an initial one-year concealed weapons permit and authorizes a fee of up to \$50 for the renewal of a permit;
- (5) Allows for the automatic revocation of a concealed weapons permit for a violation of the requirements to obtain a permit, failure to maintain peace officer certification, or revocation or suspension of peace officer certification; and

DESCRIPTION (continued)

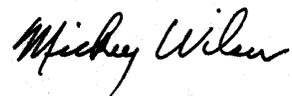
(6) Exempts individuals holding valid concealed weapons permits from the unlawful use of a weapon statute.

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
Missouri Highway Patrol
Office of the Attorney General
Department of Corrections
Department of Conservation
Department of Natural Resources

NOT RESPONDING: **Jackson County Sheriff; St. Louis County Sheriff,
Greene County Sheriff**



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January 11, 2002