

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1090-01
Bill No.: HB 227
Subject: Crimes and Punishment; Law Enforcement Officers and Agencies; Public Records; Public Meetings.
Type: Updated#
Date: April 24, 2003
 #Updated to reflect Missouri State Highway Patrol's revised response.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Criminal Records System#	\$0	\$0	\$0
Total Estimated Net Effect on Other State Funds#	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
 This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of the State Treasurer** and the **Missouri Gaming Commission** each assume this proposal would not fiscally impact their respective agencies.

Officials from the **Department of Elementary and Secondary Education (DESE)** state that this proposal would allow the MHP to establish procedures for receiving background checks and fingerprint search requests and for payment of such requests. Payments for requests shall not exceed \$5 for the background check and \$14 for fingerprint searches.

DESE states that currently, the MHP does not charge their agency for such requests. During FY 2002, DESE requested 49,633 background checks and 11,919 fingerprint searches. Had the MHP charged DESE for these searches, it would have totaled \$415,031. This additional cost would be borne by the school districts.

ASSUMPTION (continued)

Officials from the **Department of Public Safety - Missouri Highway Patrol (MHP)** state the proposed legislation would allow electronic payments for criminal repository checks and authorizes the Highway Patrol to establish procedures for receiving requests and payments for requests.

The MHP has the following cost estimates regarding this proposal;

INFORMATION SYSTEMS DIVISION (ISD)

Cost estimates are based on estimated figures provided by the Missouri Department of Revenue (DOR) for the development of their MORE application system. It should be noted their application is considered much more complicated than the application envisioned for the Patrol. Their applications complexity required confirmation from five separate databases and the associated connectivity.

The Patrol's ISD involvement would be to design, program, implement, test, and support the web site front end. This includes taking the submitted data necessary to forward to a third party and then receiving information back from the appropriate third party. For purposes of this fiscal note, the MHP has taken the DOR consulting costs, for scoping, training and "mentorship" and concluded the same time lines and costs would be applicable for the Patrol to get up to speed as was required for DOR.

The MHP further concluded, based upon interpretation of the intent, the amount of development and support required the Patrol's work effort would be less than the DOR work effort requirement. They utilized approximately 6,000 hours for development. We would utilize consultants with the necessary expertise to develop the necessary Web site requirements, with necessary knowledge transfer to state employees as a requirement, at the end of the development cycle.

One Time Costs

Analysis Phase	\$175,000
Actual Development by consultants (3,000 hrs @ \$107)	<u>\$321,000</u>
Total One-Time Costs	\$496,000

Recurring costs

Support/Maintenance - Overtime (60 hrs @ \$25)	\$1,500
Support/Maintenance - Fringe Benefits	<u>\$ 498</u>
Total annual recurring costs	\$1,998

RAS:LR:OD (12/02)

(FB costs for overtime work is calculated at 33.19%)

ASSUMPTION (continued)

CRIMINAL RECORDS AND IDENTIFICATION DIVISION (CRID)

CRID would be required to purchase a credit card mag stripe reader with print receipt capabilities for the public window customers to process walk-in requests. Yearly maintenance costs for the Omni 3200 cannot be purchased at this time but there would be a minimal amount of maintenance associated with the equipment.

One Time Costs

Omni 3200 - 2 @ \$200 each	<u>\$400</u>
Total One-time costs	<u>\$400</u>

Total One-time costs for ISD/CRID	\$496,400
Total recurring costs for ISD/CRID	\$1,998

#The Missouri State Highway Patrol (MHP) has revised their response. Section 43.530 states the MHP shall receive payments electronically. The proposed language also authorizes the Patrol to establish procedures for electronic payment. At this time, the MHP would only establish procedures to collect fees from customers that request and pay for the background checks at the Criminal Records and Identification Division with a credit card (walk-in customers). If another state agency is paying for a background check, it can be done electronically through SAM II with interagency billing, which is already established. Therefore, the proposed legislation would not result in any impact to the General Revenue Fund, and only minimal impact to the Criminal Records System Fund.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
CRIMINAL RECORDS SYSTEM			
<u>Costs - State Highway Patrol</u>			
For electronic payment capabilities#	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
ESTIMATED NET EFFECT TO THE CRIMINAL RECORDS SYSTEM#	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<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 allows criminal record requests performed by the State Highway Patrol to be paid for by electronic payment. The proposal also allows the State Highway Patrol to establish a procedure to receive electronic payment for criminal record and fingerprint requests.

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 State Treasurer
Missouri Gaming Commission
Department of Elementary and Secondary Education

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A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive style with a prominent loop at the end of the last name.

MICKEY WILSON, CPA
DIRECTOR
APRIL 24, 2003