

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0055-02
Bill No.: SB 45
Subject: Courts; Judges; Appropriations
Type: Original
Date: January 2, 2013

Bill Summary: This proposal creates an exception for the 31st judicial circuit from reimbursing the state for salaries of family court commissioners.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
General Revenue	\$0 to (\$347,645)	\$0 to (\$421,346)	\$0 to (\$425,559)
Total Estimated Net Effect on General Revenue Fund	\$0 to (\$347,645)	\$0 to (\$421,346)	\$0 to (\$425,559)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on FTE	0	0	0

- Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).
- Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Local Government	\$0 to \$347,645	\$0 to \$421,346	\$0 to \$425,559

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Missouri State Employees Retirement System (MOSERS)** state family court commissioners are covered under the Judicial Plan. MOSERS assumes the proposal keeps the family court commissioners as state employees; therefore, would not fiscally impact their agency.

Officials from **Office of the State Courts Administrator (CTS)** state the proposal would reduce General Revenue receipts by \$347,645 in FY 2014, \$421,346 in FY 2015, and \$425,559 in FY 2016. Currently, these costs are paid by the state and then reimbursed by the county. However, this proposal states “and in the thirty-first judicial circuit may, in substitution of [a] each family court commissioner currently appointed pursuant to this section whose salary is reimbursable, appoint [one] a family court commissioner whose compensation shall be payable by the state without necessity of reimbursement.” This will result in a costs savings to the county for the above amounts and could; therefore, reduce General Revenue receipts because of the loss of reimbursement from the county.

Currently, there are four Family Court Commissioners in the 31st circuit; however, CTS states for one of them already, Greene County does not reimburse the state. Therefore, with passage of this proposal, Greene County would no longer be required to reimburse the state for three commissioners.

Yearly reimbursable salary for a Family Court Commissioner (3 reimbursed Family Court Commissioners in the 31st judicial circuit):

Annual Salary	\$116,858
Fringe Benefits:	
Social Security (6.200%)	\$ 6,826
Medicare (1.45%)	\$ 1,695
Long-Term Disability (0.495%)	\$ 578
Health Insurance (\$656 / month)	\$ 7,872
Retiree Health	\$ 4,709
Basic Life (0.330%)	<u>\$ 386</u>
Sub-Total	\$139,058
	x 3
Total	<u>\$417,174</u>

ASSUMPTION (continued)

CTS's estimate (\$347,645 in FY 2014, \$421,346 in FY 2015 and \$425,559 in FY 2016) reflects ten months of impact in FY 2014 (effective date of August 28, 2013) and one percent anticipated growth in costs for the next two years.

Officials from **Greene County** did not respond to our request for fiscal impact.

Oversight will range the impact of the proposal from \$0 to the estimates calculated by CTS, because the proposal states the circuit may substitute a non-reimbursed commissioner for currently reimbursed commissioners.

<u>FISCAL IMPACT - State Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
GENERAL REVENUE			
<u>Loss</u> - potential for the 31 st Circuit to not reimburse the state for three Family Court Commissioners.	\$0 to <u>(\$347,645)</u>	\$0 to <u>(\$421,346)</u>	\$0 to <u>(\$425,559)</u>
ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND	\$0 to <u>(\$347,645)</u>	\$0 to <u>(\$421,346)</u>	\$0 to <u>(\$425,559)</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
GREENE COUNTY			
<u>Savings</u> - potential for the 31 st Circuit to not reimburse the state for three Family Court Commissioners.	\$0 to <u>\$347,645</u>	\$0 to <u>\$421,346</u>	\$0 to <u>\$425,559</u>
ESTIMATED NET EFFECT TO GREENE COUNTY	\$0 to <u>\$347,645</u>	\$0 to <u>\$421,346</u>	\$0 to <u>\$425,559</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

FISCAL DESCRIPTION

Currently, the state must be reimbursed for the salaries of family court commissioners appointed after August 28, 1993. There is an exception for the eleventh judicial circuit which allows one family court commissioner to be compensated by the state without requiring reimbursement. The state-paid commissioner is subject to appropriation. This act creates a similar exception for the thirty-first judicial circuit.

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

Office of the State Courts Administrator
Missouri State Employees Retirement System

Not Responding:

Greene County



Ross Strope
Acting Director
January 2, 2013