

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0300-01
Bill No.: HB 86
Subject: Law Enforcement Officers and Agencies; County Government; Fees
Type: Original
Date: January 11, 2013

Bill Summary: This proposal allows charges for cases disposed of by a traffic violations bureau and distributes the proceeds to MODEX and inmate security funds and creates the MODEX fund.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
MODEX Fund	\$426,402	\$511,683	\$511,683
Total Estimated Net Effect on <u>Other</u> State Funds	\$426,402	\$511,683	\$511,683

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	\$426,402	\$511,683	\$511,683

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of the State Courts Administrator (CTS)** state the proposed legislation allows charges for cases disposed of by a traffic violations bureau and distributes the proceeds to MODEX and inmate security funds and creates the MODEX fund.

Based on FY 2012 data, there were approximately 170,561 traffic cases on which the \$6.00 surcharge could be applied. CTS anticipates the MODEX revenue from the surcharge would be approximately \$511,683 (170,561 x \$6 / 2) in any given year, with an equal amount going to the counties' inmate security funds.

Officials from the **Department of Public Safety - Missouri Highway Patrol, Office of the State Treasurer** and the **Department of Corrections** each assume the proposal would not fiscally impact their respective agencies.

Officials from the counties of **Boone, Audrain, Cass, Greene, and Platte** did not respond to our request for fiscal impact for a similar bill from this year (SB 52).

With an August 28, 2013, effective date, **Oversight** will reflect 10 months of activity in FY 2014.

This proposal would increase Total State Revenues.

<u>FISCAL IMPACT - State Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
MODEX FUND			
<u>Income</u> - one-half of \$6 surcharge for infractions processed through the traffic violations bureau	<u>\$426,402</u>	<u>\$511,683</u>	<u>\$511,683</u>
ESTIMATED NET EFFECT TO THE MODEX FUND	<u>\$426,402</u>	<u>\$511,683</u>	<u>\$511,683</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
COUNTIES			
<u>Income</u> into the counties' inmate security fund from one-half of \$6 surcharge for infractions processed through the traffic violations bureau	<u>\$426,402</u>	<u>\$511,683</u>	<u>\$511,683</u>
ESTIMATED NET EFFECT TO COUNTIES	<u>\$426,402</u>	<u>\$511,683</u>	<u>\$511,683</u>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

Currently, law enforcement officers are allowed to charge for their services rendered in criminal cases and in all contempt or attachment proceedings except for cases disposed of by a traffic violations bureau. This bill removes that exception and allows them to also charge for cases disposed of by a traffic violations bureau. However, charges from cases disposed of by a traffic violations bureau must be distributed so that one-half of the charges collected are deposited into the newly-created MODEX Fund for the operational cost of the Missouri data exchange (MODEX) system and one-half of the charges collected are deposited into the inmate security fund of the county or municipal political subdivision where the citation originated. If the county or municipal political subdivision has not established an inmate security fund, the funds must be deposited in the MODEX Fund.

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
Office of the State Courts Administrator
Office of the State Treasurer
Department of Corrections

Not Responding:

Boone County
Audrain County
Cass County
Greene County
Platte County



Ross Strope
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January 11, 2013