

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0894-05  
Bill No.: Perfected HCS for HB 170  
Subject: Federal - State Regulations; Firearms and Fireworks  
Type: Original  
Date: April 17, 2013

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Bill Summary: This proposal specifies that it shall be lawful to own or manufacture a firearm that remains exclusively within the state.

**FISCAL SUMMARY**

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

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>
<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 7 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</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 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

- 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).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2014</b>	<b>FY 2015</b>	<b>FY 2016</b>
<b>Local Government</b>	<b>Minimal</b>	<b>Minimal</b>	<b>Minimal</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Attorney General's Office (AGO)** assume that any potential costs arising from this proposal can be absorbed with existing resources. The AGO states they may seek additional appropriations if there is a significant increase in the number of referrals.

Officials from the **Office of Prosecution Services (OPS)** assume no measurable fiscal impact to their agency. The creation of a new crime creates additional responsibilities for county prosecutors which may, in turn, result in additional costs which are difficult to determine.

Officials from the **Department of Corrections (DOC)** state penalty provisions, the component of the bill to have potential fiscal impact for DOC, is for up to a class D felony. Currently, the DOC cannot predict the number of new commitments which may result from the creation of the offense(s) outlined in this proposal. An increase in commitments depends on the utilization by prosecutors and the actual sentences imposed by the court.

If additional persons are sentenced to the custody of the DOC due to the provisions of this legislation, the DOC will incur a corresponding increase of direct offender costs either through incarceration (FY 2012 average of \$17.059 per offender, per day, or an annual cost of \$6,227 per inmate) or through supervision provided by the Board of Probation and Parole (FY 2012 average of \$4.960 per offender, per day, or an annual cost of \$1,810 per offender).

The following factors contribute to DOC's minimal assumption:

- DOC assumes the narrow scope of the crime will not encompass a large number of offenders;
- The low felony status of the crime enhances the possibility of plea-bargaining or imposition of a probation sentence; and
- The probability exists that offenders would be charged with a similar but more serious offense or that sentences may run concurrent to one another.

In summary, supervision by the DOC through probation or incarceration would result in some additional costs, but it is assumed the impact would be \$0 or a minimal amount that could be absorbed within existing resources.

ASSUMPTION (continued)

Officials from the **Office of the State Courts Administrator** and the **Office of the State Public Defender** each assume the proposal would not fiscally impact their respective agencies.

In response to a previous version of this proposal, officials from the **Department of Public Safety - Missouri Highway Patrol, Springfield Police Department, and the Boone County Sheriff's Department** each assumed the proposal would not fiscally impact their respective agencies.

House Amendment 2 - reducing age for CCW from 21 to 19:

In response to a similar proposal from this year (HB 92), officials from the **Department of Revenue (DOR)** stated Section 571.101 changes the minimum age for a concealed carry weapons endorsement from 21 to 19 years of age. Additionally, this legislation changes the minimum age requirement for a spouse of a member of the military stationed in Missouri to be eligible for concealed carry endorsement from 21 to 19 years of age.

DOR states the proposed changes to this section will require the Department to:

- Draft updates to web site information related to concealed carry endorsement issuance;
- Update office procedures;
- Modify forms and notices;
- Work with the Sheriffs' Association to ensure all sheriff agencies are notified of the minimum age change; and
- Develop requirements and testing of modifications to the Missouri Electronic Driver License Central Issuance system and supporting applications to implement the required age edits for non-military from 21 to 19 years of age.

For FY 2014, DOR assumes the following expense within their Driver License Bureau:

Administrative Analyst	120 hrs @ \$24 (1 ½ ) per hr =	\$2,880
Management Analysis Spec II	130 hrs @ \$23 per hr =	\$2,990
Revenue Band Manager	10 hrs @ \$30 per hr =	<u>\$ 300</u>
		\$6,170

ASSUMPTION (continued)

DOR also assumes the following expense within their Personnel Services Bureau - Forms, procedure and web updates:

Administrative Analyst III	10 hrs @ \$22 per hr =	\$ 220
Management Analysis Spec I	80 hrs @\$21 per hr =	<u>\$1,680</u>
		\$1,900

DOR also assumes the proposal will have the following impact on the Office of Administration - Information Technology Services Division (OA-ITSD):

Modification of minimum age edit in driver license issuance system. Programming is estimated at 40 hours:

1 CIT at \$27.05 per hr x 40 hrs = \$1,082

In summary, DOR assumes a cost of \$9,152 (\$6,170 + \$1,900 + \$1,082) in FY 2014 to implement the changes from this proposal.

DOR also states the change in the minimum age requirement may increase the volume of concealed carry weapon endorsement applicants, which may increase revenue for the driver license or nondriver license fees. The number of applicants is unknown, but expected to be minimal.

**Oversight** assumes DOR is provided with core funding to handle a certain amount of legislative activity each year. Oversight assumes DOR could absorb the costs related to this proposal within their annual budget. If multiple bills pass which require additional staffing and duties at substantial costs, DOR could request funding through the appropriation process.

In response to a similar proposal from this year (HB 92), officials from the **Department of Public Safety - Missouri Highway Patrol** assumed the proposal would not fiscally impact their agency.

In response to a similar proposal from this year (HB 92), officials from the **Boone County Sheriff's Department** stated revenues will be generated by lowering the eligibility age from 21 to 19. It is unknown how many persons 19 or 20 years of age will apply for CCW permits with the passage of this legislation. Therefore, an accurate estimation of how much revenue would be generated cannot be provided.

RS:LR:OD

ASSUMPTION (continued)

Applicants for a concealed carry permit must submit a nonrefundable fee not to exceed \$100 to the Sheriff to cover various costs included in the application process. **Oversight** assumes a minimal number of new applications will result from this bill and; therefore, will reflect a ‘Minimal’ amount of fee revenue for the counties.

<u>FISCAL IMPACT - State Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
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**COUNTIES**

<u>Income - to the Sheriffs’ Revolving Funds for expanding the concealed carry permit</u>	<u>Minimal</u>	<u>Minimal</u>	<u>Minimal</u>
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<b>ESTIMATED NET EFFECT TO COUNTIES</b>	<u><b>Minimal</b></u>	<u><b>Minimal</b></u>	<u><b>Minimal</b></u>
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	<u><b>\$0</b></u>	<u><b>\$0</b></u>	<u><b>\$0</b></u>
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FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

This bill changes the minimum age at which a person can be issued a concealed carry endorsement from 21 years of age to 19 years of age.

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

Attorney General's Office  
Department of Public Safety  
Office of the State Courts Administrator  
Office of Prosecution Services  
Office of the State Public Defender  
Department of Corrections  
Springfield Police Department  
Boone County Sheriff



Ross Strope  
Acting Director  
April 17, 2013