

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO.: 3307-01
BILL NO.: HJR 51
SUBJECT: Constitutional Amendment; Crimes and Punishment
TYPE: Original
DATE: January 18, 2000

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
General Revenue	(\$43,800)	(Could exceed \$100,000)	(Could exceed \$100,000)
Total Estimated Net Effect on <u>All</u> State Funds	(\$43,800)	(Could exceed \$100,000)	(Could exceed \$100,000)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses
This fiscal note contains 3 pages.

FISCAL ANALYSIS

MJC:LR:OD:005 (9-94)

ASSUMPTION

Officials from the **Office of State Courts Administrator** and the **Missouri Lieutenant Governor** assume the proposed legislation would have no fiscal impact on their agencies.

In response to similar legislation, the **Office of the Attorney General** assumed there would be no fiscal impact on their agency.

Officials from the **Office of the State Public Defender (SPD)** assume that if the proposed legislation passes, then subsequent legislation could follow which would have a great fiscal impact on the SPD system. Investigations would have to be done into old crimes, many of which may not have been prosecuted or ever charged, including but not limited to a rash of depositions and other investigations, perhaps costs in dealing with repressed memories or other issues involving very old crimes and supposed victims who may not have come forward before. SPD assumes the costs associated with this proposal are unknown but could exceed \$100,000 annually.

Officials from the **Office of the Secretary of State (SOS)** assume advertisement costs for the proposal would be \$1,455 per column inch based on an estimate provided by the Missouri Press Service. The proposal would have to be published three times as required by the constitution and state statute, for a total of \$4,380 per column inch. SOS estimates the total number of inches for this amendment would be ten inches, which would include the title, header, and certification paragraph. SOS assumes the proposal would be on the ballot for the November 2000 general election and the total cost would be \$43,800 (\$4,380 times ten inches of type).

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
GENERAL REVENUE FUND			
<u>Cost</u> - Secretary of State			
Newspaper Advertisements	(\$43,800)	\$0	\$0
<u>Costs</u> - State Public Defender		(Could exceed \$100,000)	(Could exceed \$100,000)
	0		
ESTIMATED NET EFFECT ON GENERAL REVENUE FUND		(Could exceed \$100,000)	(Could exceed \$100,000)
	<u>(\$43,800)</u>	<u>\$100,000</u>	<u>\$100,000</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2001	FY 2002	FY 2003
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(10 Mo.)

\$0 \$0 \$0

FISCAL IMPACT - Small Business

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

DESCRIPTION

The proposed constitutional amendment would allow admissible evidence of previously charged and uncharged crimes to be considered in criminal indictments or information.

This legislation is not federally mandated, would not duplicate any other program, and would not require additional capital improvements or rental space.

This proposal would not affect Total State Revenues.

SOURCES OF INFORMATION

Office of the State Courts Administrator
Office of the Attorney General
Missouri Lieutenant Governor
Office of the State Public Defender
Office of the Secretary of State



Jeanne Jarrett, CPA
Director
January 18, 2000