

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1808-01
Bill No.: SB 440
Subject: County Prosecutors: Administrative Handling Fees
Type: Original
Date: February 20, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	Unknown	Unknown	Unknown

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials of the **Office of Prosecution Services and the Boone County Prosecutor’s Office** stated that this proposal would tie the collection of administrative fees to criminal charges filed rather than “bad checks” processed. At this time, the administrative fee is charged based on the number of checks that are “turned over” for collection and processed by the office, therefore, to estimate the increase is unknown. Officials stated that the collection of administrative fees pursuant to this bill might be increased, but, the costs of collecting the fees pursuant to this proposal would be significantly higher.

Oversight assumes the process that Prosecutors use to collect bad checks is not dealt with by this proposal. Oversight assumes this proposal increases the administrative handling fees that can be collected by Prosecutors when taking action to collect bad checks, therefore, Oversight will show fiscal impact as a positive unknown to County Prosecutors/ Circuit Attorneys Special Fund.

Officials of the **Office of Attorney General and State Courts Administrator** assume there would be no fiscal impact to their offices.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	FY 2002 (10 Mo.)	FY 2003	FY 2004

FISCAL IMPACT - Local Government

COUNTY PROSECUTOR/CIRCUIT ATTORNEY’S SPECIAL FUND

<u>Income</u> to Prosecutor’s Special Fund from increase in administrative handling fees *	Unknown	Unknown	Unknown
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*** Oversight assumes the increase in fees, on a statewide basis, is indeterminable and is shown as unknown. Oversight expects the increase in fees to exceed \$100,000.**

FISCAL IMPACT - Small Business

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

DESCRIPTION

This act increases the administrative handling fees which bad-check violators must pay to the local prosecuting attorney's office. The base fee is increased to \$25 for any such check. An additional fee of 10% of the face amount is charged for checks with a face amount of \$100 or more. The maximum fee is \$75 in any event. The act includes other technical corrections to the statute.

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

Missouri Office of Prosecution Services
Office of Attorney General
Office of State Courts Administrator
Boone County Prosecutor



Jeanne Jarrett, CPA
Director
February 20, 2001