

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3919-02  
Bill No.: HB 1521  
Subject: Elderly; Law Enforcement Officers and Agencies; Department of Public Safety  
Type: Original  
Date: February 9, 2010

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Bill Summary: The proposal expands the Amber Alert System to include missing endangered adults, specifies the criteria for being an endangered adult, and changes the system's name to Amber Alert and Silver Alert System.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2011	FY 2012	FY 2013
<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>			
FUND AFFECTED	FY 2011	FY 2012	FY 2013
Highway	(\$51,018)	(\$62,224)	(\$63,691)
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>(\$51,018)</b>	<b>(\$62,224)</b>	<b>(\$63,691)</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 2011</b>	<b>FY 2012</b>	<b>FY 2013</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 2011</b>	<b>FY 2012</b>	<b>FY 2013</b>
Highway	1	1	1
<b>Total Estimated Net Effect on FTE</b>	<b>1</b>	<b>1</b>	<b>1</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 2011</b>	<b>FY 2012</b>	<b>FY 2013</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Transportation, Department of Mental Health, Department of Health and Senior Services, Department of Public Safety – Director’s Office, Office of the State Public Defender, Boone County Sheriff’s Department,** and the **Springfield Police Department** assume the proposal would have no fiscal impact on their agencies.

Officials from the **Office of State Courts Administrator** assume the proposed legislation would have no fiscal impact on the courts.

Officials from the **Department of Corrections (DOC)** assume the penalty provision, the component of the bill to have potential fiscal impact for DOC, is for a class A misdemeanor.

DOC cannot currently 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 in operational cost through supervision provided by the Board of Probation and Parole (FY09 average of \$3.71 per offender per day, or an annual cost of \$1,354 per offender).

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.

Officials from the **Department of Public Safety – Missouri State Highway Patrol (MSHP)** assume the proposed legislation would create a Silver Alert system that would be used to notify the public of a missing and endangered adult. The legislation would classify any missing person under the age of 21 as a “Missing Endangered Adult.” Currently, there is not an Emergency Alert System (EAS) event code for endangered missing persons or Silver Alert. The only two event codes currently programmed in the Missouri EAS system are for civil emergencies and child abduction emergency. EAS event codes are established and regulated by the Federal Communications Commission (FCC).

ASSUMPTION (continued)

The Silver Alert would increase the workload in the radio room at the Troop F Headquarters in Jefferson City which is the control point for EAS alerts. In 2009, the Communications Division handled 38 Amber alert requests. Five of these were actually handled as an alert. In addition, the division conducted 21 Emergency Person Advisory (EPA) requests of which 17 were sent out to the media as an advisory. In Missouri, 3,535 adults and 6,989 juveniles were reported as missing in 2009. A good number of these missing individuals could fall under this proposed legislation. If only ten percent (which is a conservative estimate) of the 2009 Missouri missing persons were classified in the alert status, it would increase the current work enough to justify an additional FTE.

The 24/7 radio room personnel are currently required to take the information from the local agencies and enter it into the appropriate format in the EAS system. Currently, MSHP uses an e-mail delivery to notify broadcasters in Missouri of the EPA.

The Communications Division states that it would take approximately 80 to 100 hours to develop and program the Missouri EAS system with the new code which would be handled in-house. However, in order to handle the increased call load and data entry, one FTE would be needed.

MSHP assumes the following costs:

1 Probationary Communication Operator (at \$35,796 per year) (Range E01)	\$35,796
Uniform Allowance	\$1,200
Headsets	\$90
Uniform Ornaments/Tags	\$44
Mileage/Meal Expenses	\$120

MSHP assumes the total cost of the proposal to be approximately \$51,018 in FY 2011 and approximately \$63,000 in subsequent years.

ASSUMPTION (continued)

Officials from the **Office of the Secretary of State (SOS)** assume many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this proposal for Administrative Rules is less than \$2,500. The SOS recognizes this is a small amount and does not expect additional funding would be required to meet these costs. However, SOS also recognizes that many such bills may be passed in a given year and that collectively the costs may be in excess of what the SOS can sustain with their core budget. Any additional required funding would be handled through the budget process.

In response to a similar proposal from the current session (HB 1302, LR # 3698-01), officials from the **Office of Prosecution Services** assumed the proposal would have no measurable fiscal impact the Office of Prosecution Services or county prosecutors.

**Officials from the Missouri Lottery, Buchanan County Sheriff's Department, Clark County Sheriff's Department, Columbia Police Department, Independence Police Department, Jackson County Sheriff's Department, Jefferson City Police Department, Kansas City Police Department, Platt County Sheriff's Department, St. Charles Police Department, St. Joseph Police Department, St. Louis County Police Department, and the St. Louis County Metropolitan Police Department did not respond to Oversight's request for fiscal impact.**

<u>FISCAL IMPACT - State Government</u>	FY 2011 (10 Mo.)	FY 2012	FY 2013
<b>HIGHWAY FUND</b>			
<u>Costs – Missouri State Highway Patrol</u>			
Personal Service	(\$30,576)	(\$37,608)	(\$38,548)
Fringe Benefits	(\$19,208)	(\$23,625)	(\$24,216)
Equipment and Expense	<u>(\$1,234)</u>	<u>(\$991)</u>	<u>(\$927)</u>
<u>Total Costs – MSHP</u>	<u>(\$51,018)</u>	<u>(\$62,224)</u>	<u>(\$63,691)</u>
FTE Change – MSHP	1 FTE	1 FTE	1 FTE
 <b>ESTIMATED NET EFFECT ON HIGHWAY FUND</b>	 <b><u>(\$51,018)</u></b>	 <b><u>(\$62,224)</u></b>	 <b><u>(\$63,691)</u></b>
 Estimated Net FTE Change for Highway Fund	 1 FTE	 1 FTE	 1 FTE
 <u>FISCAL IMPACT - Local Government</u>	 FY 2011 (10 Mo.)	 FY 2012	 FY 2013
	 <b><u>\$0</u></b>	 <b><u>\$0</u></b>	 <b><u>\$0</u></b>

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

The proposal expands the Amber Alert System to include missing endangered adults, specifies the criteria for being considered a missing endangered adult, and changes its name to the Amber Alert and Silver Alert System.

This legislation is not federally mandated and would not require additional capital improvements or rental space.

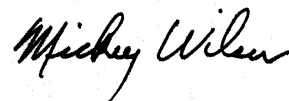
The proposal may duplicate the Endangered Person Advisory (EPA).

SOURCES OF INFORMATION

Office of State Courts Administrator  
Department of Transportation  
Department of Mental Health  
Department of Corrections  
Department of Health and Senior Services  
Department of Public Safety  
    – Director’s Office  
    – Missouri State Highway Patrol  
Office of Prosecution Services  
Office of the Secretary of State  
Office of the State Public Defender  
Boone County Sheriff  
Springfield Police Department

NOT RESPONDING

**Missouri Lottery, Buchanan County Sheriff’s Department, Clark County Sheriff’s Department, Columbia Police Department, Independence Police Department, Jackson County Sheriff’s Department, Jefferson City Police Department, Kansas City Police Department, Platt County Sheriff’s Department, St. Charles Police Department, St. Joseph Police Department, St. Louis County Police Department, and the St. Louis County Metropolitan Police Department**



Mickey Wilson, CPA  
Director  
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