

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1011-01
Bill No.: HB 539
Subject: Motor Vehicles; Crime and Punishment; Courts
Type: Original
Date: April 15, 2013

Bill Summary: This proposal allows community service in lieu of a fine for certain traffic offenses.

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
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

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	(Unknown greater than \$100,000)	(Unknown greater than \$100,000)	(Unknown greater than \$100,000)

FISCAL ANALYSIS

ASSUMPTION

Officials at the **Office of State Courts Administrator** and the **City of Kansas City** each assume there is no fiscal impact to their organization from this proposal.

Officials at the **Department of Elementary and Secondary Education** assume no increased cost to the state due to the fact that the fine amount in the local effort deduction does not decrease below the 2004-2005 level, thus not increasing the level of state aid to offset the loss in fine money. Therefore, local school districts could incur a loss.

Officials at the **City of Columbia** assume there would be administrative costs to implement, supervise and account for the increase in community service workers. They analyzed traffic offenses deemed infractions and there were approximately 1,700 cases per year. Of that number they estimate 500-600 might take advantage of the offer of community service in lieu of fines. The City assumes that the higher the fine, the less likely someone would want to perform community service.

No school districts responded to **Oversight's** request for fiscal impact.

Oversight will reflect the increased costs to the local political subdivisions to implement this proposal, a savings from the work provided by community service, and then a decrease to local political subdivisions from the loss of fine revenue for those opting to perform community service in lieu of paying a fine.

<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
LOCAL POLITICAL SUBDIVISION			
<u>Savings</u> - Local Political Subdivisions - work performed by community service	Unknown	Unknown	Unknown
<u>Cost</u> - Local Political Subdivisions - increased administrative costs due to supervision and tracking of community service workers	(Unknown greater than \$100,000)	(Unknown greater than \$100,000)	(Unknown greater than \$100,000)
<u>Loss</u> - Local Political Subdivisions - fine revenue decrease due to option to perform community service	(Unknown greater than \$100,000)	(Unknown greater than \$100,000)	(Unknown greater than \$100,000)
ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS	(Unknown greater than \$100,000)	(Unknown greater than \$100,000)	(Unknown greater than \$100,000)

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

This bill requires courts to offer community service under the supervision of the court as an option in lieu of paying a fine for all traffic offenses deemed infractions or class C misdemeanors.

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

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SOURCES OF INFORMATION

City of Columbia
City of Kansas City
Department of Elementary and Secondary Education
Office of State Courts Administrator

A handwritten signature in black ink, appearing to read "Ross Strope".

Ross Strope
Acting Director
April 15, 2013

RS:LR:OD