

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4389-01
Bill No.: HB 1493
Subject: Law Enforcement Officers and Agencies; Criminal Procedure
Type: Original
Date: December 16, 2015

Bill Summary: This proposal requires certain disclosures by a person applying for a position as a peace officer.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
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 2017	FY 2018	FY 2019
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Total Estimated Net Effect on FTE	0	0	0

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
Local Government	(Could exceed \$100,000)	(Could exceed \$100,000)	(Could exceed \$100,000)

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Public Safety (Missouri Highway Patrol, Capitol Police, Fire Safety, and Alcohol and Tobacco Control), Department of Social Services - State Technical Assistance Team, and the Springfield Police Department** each assume the proposal would not fiscally impact their respective agencies.

Officials from the **Department of Natural Resources - Missouri State Parks** state they see no substantial fiscal impact associated with this proposed legislation. There is always a cost involved when adding training; however, there is no way to estimate that proposed on this bill.

Officials from the **Department of Conservation** assume an unknown negative fiscal impact due to unknown costs of psychological services.

Oversight assumes the Department of Conservation could absorb the potential additional costs within its current appropriation levels.

Officials from the **Cole County Sheriff's Department** assume the proposal would cause minimal fiscal impact if the applicant pays for the psychological evaluation.

Officials from the **Columbia Police Department** state we currently send all applicants to a psychologist prior to hire. Any additional training would result in an additional financial responsibility by our agency that cannot be calculated as this is currently written not knowing what the "additional training" would consist of.

Officials from the **Boone County Sheriff's Department** state costs would be incurred if required to provide training to a newly hired candidate with prior disciplinary actions from a previous agency. The actual cost is indeterminate at this time without knowing the type and length of training required for that individual.

Officials from the **Platte County Sheriff's Department** state currently it is not possible to predict the number of currently serving or former law enforcement officers that will apply for employment with the Sheriff's Office in a given year. Based on past data on the number of applicants with law enforcement experience and the current estimated cost per psychological session the Sheriff's Office estimates an annual cost of \$7,000 per year for the psychological evaluation. Since the legislation does not specify that complaints or investigations have to be substantiated for the training provisions to apply the Sheriff's Office anticipates that most applicants with prior law enforcement service will fall under the training provisions. It is not

ASSUMPTION (continued)

uncommon to see outside training cost \$300 per class. Based on the prior applicant estimates the Sheriff's Office anticipates additional training costs of approximately \$14,000 per year. The estimated total increase in costs to the Sheriff's Office based on this legislation is \$21,000 per year.

Officials from the Buchanan County Sheriff's Office, the Independence Police Department, the St. Charles Police Department, and the St. Louis Metropolitan Police Department did not respond to **Oversight's** request for fiscal impact.

Oversight will assume, depending on the number of psychological evaluations, who pays for the evaluations, and the amount of additional training required, the cost of this proposal could exceed \$100,000 to local political subdivisions.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
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LOCAL POLITICAL SUBDIVISIONS

<u>Costs</u> - local police departments and sheriff's offices - for psychological evaluations of prospective new hires and the potential for needed additional training	(Could exceed <u>\$100,000</u>)	(Could exceed <u>\$100,000</u>)	(Could exceed <u>\$100,000</u>)
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ESTIMATED NET EFFECT TO LOCAL POLITICAL SUBDIVISIONS	(Could exceed <u>\$100,000</u>)	(Could exceed <u>\$100,000</u>)	(Could exceed <u>\$100,000</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.

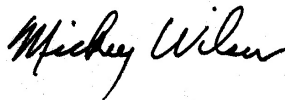
FISCAL DESCRIPTION

When applying or interviewing for employment as a peace officer, an individual must disclose whether he or she has had any complaints, disciplinary actions, or internal investigations as a peace officer while employed with another law enforcement agency. If any exist, the applicant must undergo a psychological evaluation prior to being hired as a peace officer to determine whether he or she can effectively work in the field of law enforcement. If after the psychological evaluation the individual is found to be able to effectively work in the field of law enforcement, he or she must receive additional training addressing the issue which prompted the prior complaint, disciplinary action, or internal investigation.

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

Department of Public Safety
Department of Natural Resources
Missouri Department of Conservation
Department of Social Services
Springfield Police Department
Cole County Sheriff's Department
Columbia Police Department
Boone County Sheriff's Department
Platte County Sheriff's Department



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December 16, 2015

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