

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5469-02
Bill No.: Perfected HCS for HB 2057
Subject: Firearms; Fees
Type: Original
Date: April 20, 2016

Bill Summary: This proposal modifies provisions relating to the use of force and modifies provisions relating to firearms.

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 (MHP)** and **Office of the Adjutant General** each anticipate no fiscal impact to their respective agencies..

In response to a previous version of the proposal, officials from the **Boone County Sheriff's Office** assumed their office may experience an extremely minimal amount of losses from this proposal.

Officials from the **Cole County Sheriff's Office** assume the proposal would not fiscally impact their agency.

Officials from the Buchanan County Sheriff's Office, Clark County Sheriff's Office, Cass County Sheriff's Office, Jackson County Sheriff's Office, and Platte County Sheriff's Office did not respond to **Oversight's** request for fiscal impact.

In response to a similar proposal (SB 656), officials from the **Department of Public Safety - Missouri Highway Patrol** stated over the past five years, 214,297 state and federal fingerprint based criminal background checks have been processed for CCW permits which is an average of 42,859 requests per year (214,297 / 5). The state fee is \$14 and \$2 of the federal fee (\$14.75) is retained by the Criminal Justice Information Services (CJIS) Division for a pass-thru fee.

Oversight notes that using MHP's estimate of 42,859 permits per year, if ten percent of the CCW applicants are charged an additional fee equal to their background check (\$28.75), this would equate to a cumulative loss to the counties' Sheriff Revolving Funds of \$123,223 (4,286 x \$28.75). However, **Oversight** has no information regarding which counties may charge fees in excess of \$100 for a CCW permit; therefore, will assume a loss of CCW fee revenue to counties of "could exceed \$100,000."

House Amendment 2:

In response to a similar proposal from this year (HB 1819), officials from the **Office of the State Courts Administrator**, the **Department of Public Safety - Missouri Highway Patrol**, the **Department of Corrections**, the **Office of the State Public Defender**, the **Office of Prosecution Services**, the **Boone County Sheriff's Office**, and the **Cole County Sheriff's Office** each assumed the proposal would not fiscally impact their respective agencies.

<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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COUNTIES

<u>Loss</u> - County Sheriffs' Revolving Funds - CCW permit fees not allowed to exceed \$100	(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 COUNTIES	(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

Under current law, an applicant for a concealed carry permit may be charged a fee that does not exceed \$100. This bill specifies that no additional fee may be charged, including any fee for fingerprinting or criminal background checks.

If a concealed carry permit expires while the permit holder is on active duty in the Armed Forces, active state duty, full-time national guard duty, or active duty with the National Guard, or the permit holder is incapacitated due to an injury incurred while in military service, then the permit may be renewed within two months of the permit holder's return to Missouri after discharge from duty or recovery from the incapacitation. Once the two-month period has expired, the provisions governing late renewals apply except the penalties begin to accrue upon the expiration of the two-month period rather than on the permit's expiration date. This renewal provision has an emergency clause.

An additional fee can be added to recoup any charge to the state for processing credit card payments.

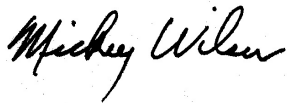
FISCAL DESCRIPTION (continued)

This proposal contains an emergency clause for Section 571.104.

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
Boone County Sheriff's Office
Cole County Sheriff's Office
Office of the State Courts Administrator
Department of Corrections
Office of the State Public Defender
Office of Prosecution Services



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Director
April 20, 2016

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April 20, 2016