

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0383-01
Bill No.: HB 152
Subject: Courts; Crimes and Punishment; Jackson County; Firearms
Type: Original
Date: January 11, 2017

Bill Summary: This proposal establishes the Armed Offender Docket Pilot Project within the Jackson County Circuit Court to handle all matters regarding a person accused or convicted of first degree robbery or a firearm offense.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
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 2018	FY 2019	FY 2020
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
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 2018	FY 2019	FY 2020
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials at the **Office of the State Courts Administrator** assume the proposed legislation establishes the Armed Offender Docket Pilot Project within the Jackson County Circuit Court to handle all matters regarding a person accused or convicted of first degree robbery or a firearms offense. The selected charges disposed by guilty outcome during FY16 for Jackson County are listed below:

- 72 - Armed Criminal Action
- 39 - Unlawful use of a weapon
 - 4 - Atmp-Unlawful use of a weapon
- 44 - Unlawful possession of a firearm
 - 3 - Unlawful possesses, transport, manufacture, repair/sale of illegal weapon
 - 1 - Possession of a defaced firearm
 - 2 - Discharge/shoot firearm at or from motor vehicle, shoot at person, motor vehicle or building/habitable structure persistent offender
 - 0 - Discharge/shoot firearm at or from motor vehicle, shoot at person, another motor vehicle or building/habitable structure-physical injury/death

The selected charges disposed by guilty outcome during FY16 for Jackson County were 165. These are the total number of charges, not cases, as there may be more than one charge affiliated with a case. There may be some impact but there is no way to quantify that currently. Any significant changes will be reflected in future budget requests.

Officials at the **Department of Corrections (DOC)** assume this proposal creates the “Armed Offender Docket Pilot Project” to handle hearings, trials, sentencing and supervision for those accused or convicted of certain armed offenses in the sixth, seventh, sixteenth and seventeenth judicial circuits (Kansas City area). In FY16, these offenses accounted for 41 new term prison sentences and twelve 120 day prison sentences, for a total of 53 new prison sentences. These offenses accounted for a total of 117 new probations. Specialty courts require a greater number of work hours for the Probation and Parole Officer, thus increasing the overall caseload. The creation of a new docket to handle these cases is not expected to impact the number of people sentenced for these offenses. Therefore, this legislation is expected to have no fiscal impact on the DOC.

Officials at the **Office of the Attorney General** assume that any potential costs arising from this proposal can be absorbed with existing resources.

ASSUMPTION (continued)

Officials at the **Office of the State Public Defender** assume this proposed legislation will not increase the number of cases requiring representation, but may require a specialized docket defender attendance in additional locations.

Officials at the **Department of Higher Education** and the **Office of Prosecution Services** each assume no fiscal impact to their respective agencies from this proposal.

Officials at the **University of Central Missouri**, the **Missouri Western State University**, the **Northwest Missouri State University**, the **Truman State University**, the **Missouri State University**, the **State Technical College of Missouri** and the **University of Missouri System** each assume no fiscal impact to their respective entities from this proposal.

Officials at Jackson County, Platte County and Cass County did not respond to **Oversight's** request for fiscal impact.

Officials at the following colleges: Crowder, East Central Community College, Harris-Stowe, Jefferson College, Lincoln University, Metropolitan Community College, Moberly Area Community College, Missouri Southern State University, Southeast Missouri State University, State Fair Community College, St. Charles Community College, St. Louis Community College and the Three Rivers Community College did not respond to **Oversight's** request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

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

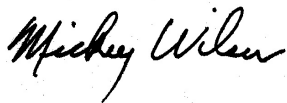
FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

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

Office of the State Courts Administrator
Department of Corrections
Office of the State Public Defender
Office of the Attorney General
Office of Prosecution Services
Department of Higher Education
University of Central Missouri
Missouri Western State University
Northwest Missouri State University
Truman State University
Missouri State University
State Technical College of Missouri
University of Missouri System



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