

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1656-01
Bill No.: Perfected SB 367
Subject: Employees-Employers; State Employees
Type: Original
Date: March 16, 2005

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
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 2006	FY 2007	FY 2008
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTIONS

Officials from the **Office of the Secretary of State**, the **Office of the State Treasurer**, the **Office of the State Auditor**, the **Office of Administration**, **Division of Budget and Planning** and **Division of Purchasing and Materials Management**, the **Department of Agriculture**, the **Department of Economic Development**, **Division of Community Development** and **Public Service Commission**, the **Department of Elementary and Secondary Education**, the **Department of Health and Senior Services**, the **Department of Higher Education**, the **Department of Insurance**, the **Department of Labor and Industrial Relations**, the **Department of Mental Health**, the **Department of Public Safety**, **Office of the Director**, **Division of Liquor Control**, and **Missouri Capitol Police**, the **Department of Revenue**, the **State Tax Commission**, the **Department of Transportation**, the **Missouri Consolidated Health Care Plan**, the **Missouri Gaming Commission**, the **Department of Transportation and Highway Patrol Employees' Retirement System**, the **Missouri State Public Defender System**, and the **Joint Committee on Public Employee Retirement**, assume this proposal would have no impact on their organizations.

ASSUMPTIONS (continued)

Officials from the **Department of Corrections** (DOC) assume the impact due to passage of this proposal is unknown but expected to exceed \$100,000 annually. Officials cannot estimate how many employees would request the payoff who would have otherwise taken compensatory time off duty.

Oversight assumes that DOC would have to pay other employees to take the place of employees who take compensatory time off, and that the net impact would be minimal.

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

Officials from the **Missouri Senate** assume this proposal would have no, or minimal cost to their organization.

Officials from the **Office of State Courts Administrator** assume the proposed legislation would provide that overtime pay may be requested monthly, rather than quarterly, as is presently the law. Because this legislation would reduce management's ability to have employees use compensatory time, there may be an increase in the amount of overtime paid. However, there is no way at this time to estimate what that increase might be.

Officials from the **Department of Public Safety, Division of Fire Safety**, responded as follows.

Depending on the availability of funds, the division pays between \$25,000 - \$30,000 in compensatory time annually. This is currently done on a quarterly basis after analysis of projected personal services lapse created by temporarily vacant positions. However, should this legislation pass, the employee would have the ability to request monthly payment. If the Division does not have any vacancies, and no projected lapse funds, then funding may prevent compliance with this law.

Officials from the **Department of Conservation** assume this proposal would have minimal cost to their organization.

Oversight assumes this proposal would not have a significant impact on any state agency or fund.

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<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.

DESCRIPTION

This proposal would change requirements for payment of overtime hours for nonexempt state employees. Any nonexempt state employee requesting cash payment for overtime worked would notify the employee's department in writing and state the number of hours, no less than twenty, for which payment is desired. The department would be required to pay the employee within the calendar month following the month in which the request is made.

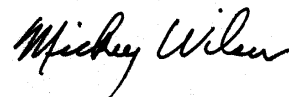
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Missouri Senate
Office of State Courts Administrator
Office of the Secretary of State
Office of the State Auditor
Office of the Attorney General
Office of the State Treasurer
Office of Administration
 Division of Budget and Planning
 Division of Purchasing and Materials Management

SOURCES OF INFORMATION (continued)

Department of Agriculture
Department of Conservation
Department of Corrections
Department of Economic Development
 Division of Community Development
 Public Service Commission
Department of Elementary and Secondary Education
Department of Health and Senior Services
Department of Higher Education
Department of Insurance
Department of Labor and Industrial Relations
department of Mental Health
Department of Public Safety
 Office of the Director
 Division of Fire Safety
 Division of Liquor Control
 Missouri Capitol Police
Department of Revenue
State Tax Commission
Department of Transportation
Missouri Gaming Commission
Missouri Consolidated Health Care Plan
Joint Committee on Public Employee Retirement
Department of Transportation and Highway Patrol Employees' Retirement System
Missouri State Public Defender System



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