

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 5421-01  
Bill No.: SJR 41  
Subject: Constitutional Amendments; Criminal Procedure; Courts  
Type: Original  
Date: April 11, 2006

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
General Revenue	(\$52,560)	\$0	\$0
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>(\$52,560)</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 4 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**FISCAL ANALYSIS**

**ASSUMPTION**

Officials from the **State Auditor's Office** assume the proposal would have no fiscal impact on their agency.

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

Officials from the **Office of State Courts Administrator** assume the proposed legislation would have no fiscal impact on the courts.

Officials from the **Office of the Secretary of State (SOS)** assume this proposal would resubmit the conservation sales tax to the voters every ten years. Statewide newspaper publication would cost approximately \$1,752 per column inch based on an estimate provided by the Missouri Press Service x 3 for multiple printings as required by the Constitution and state statute. The estimated total number of inches for this amendment is 10 inches including title header and certification paragraph. ( $\$1,752 \times 3 \times 10 = \$52,560$ ).

ASSUMPTION (continued)

SOS officials state if a special election is called for this purpose rather than being voted on at a general election, the cost of the special election has been estimated to be \$1.2 million based on the cost of the past two such elections.

**Oversight** assumes the constitutional amendment would be put before Missouri voters in conjunction with the November 2006 general election. **Oversight** assumes any cost incurred by local elections officials would be absorbed within existing resources because the proposal would be on the ballot in conjunction with the general election.

**Oversight** assumes the constitutional amendment, if adopted by Missouri voters, could impact local jails. Oversight has not reflected any local fiscal impact because the proposal is contingent on voter adoption.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
<b>GENERAL REVENUE FUND</b>			
Newspaper ad cost	<u>(\$52,560)</u>	<u>\$0</u>	<u>\$0</u>
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>	<b><u>(\$52,560)</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>
<u>FISCAL IMPACT - Local Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
	<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.

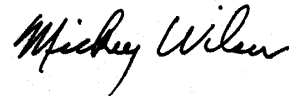
DESCRIPTION

This constitutional amendment, if approved by the voters, allows all persons to be bailable, except for capital offenses and manufacturing or attempting to manufacture methamphetamine, when the proof is evident or the presumption is great. Currently, all persons, except for capital offenses, are bailable.

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 Attorney General  
Office of State Courts Administrator  
State Auditor's Office  
Office of the Secretary of State



Mickey Wilson, CPA  
Director  
April 11, 2006