

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4550-02  
Bill No.: HCS for SB 676  
Subject: Counties; County Government; Political Subdivisions; Utilities; Ambulances and Ambulance Districts; Fire Protection  
Type: Original  
Date: May 6, 2016

Bill Summary: This proposal modifies laws relating to political subdivisions.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>				
FUND AFFECTED	FY 2017	FY 2018	FY 2019	Fully Implemented (FY 2021)
General Revenue	(\$292,106)	(\$347,649)	(\$347,649)	(\$347,649)
<b>Total Estimated Net Effect on General Revenue</b>	<b>(\$292,106)</b>	<b>(\$347,649)</b>	<b>(\$347,649)</b>	<b>(\$347,649)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>				
FUND AFFECTED	FY 2017	FY 2018	FY 2019	Fully Implemented (FY 2021)
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses. This fiscal note contains 9 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>				
<b>FUND AFFECTED</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>Fully Implemented (FY 2021)</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>				
<b>FUND AFFECTED</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>Fully Implemented (FY 2021)</b>
General Revenue	2 FTE	2 FTE	2 FTE	2 FTE
<b>Total Estimated Net Effect on FTE</b>	<b>2 FTE</b>	<b>2 FTE</b>	<b>2 FTE</b>	<b>2 FTE</b>

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

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>				
<b>FUND AFFECTED</b>	<b>FY 2017</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>Fully Implemented (FY 2021)</b>
<b>Local Government</b>	<b>(Unknown, Greater than \$100,000)</b>	<b>(Unknown, Greater than \$100,000)</b>	<b>(Unknown, Greater than \$100,000)</b>	<b>(Unknown, Greater than \$100,000)</b>

## FISCAL ANALYSIS

### ASSUMPTION

#### Section 1.100

In response to similar legislation, HB 2258, officials at the **Office of the Secretary of State** assumed no fiscal impact from this proposal.

In response to similar legislation, HB 2258, officials at the **St. Louis County**, the **Callaway County Commission** and **City of Kansas City** each assumed no fiscal impact to their respective entities from this proposal.

#### Section 50.622

In response to a previous version, officials at the **Office of Administration** and the **Office of the Secretary of State** each assumed no fiscal impact to their respective agencies from this proposal.

In response to a previous version, officials at **St. Louis County** assumed no fiscal impact from this proposal.

**Oversight** assumes this proposal changes the sunset from July 1, 2016 to July 1, 2026 for provisions related to amending county budgets and will have no fiscal impact.

#### Sections 67.281, 67.5300, 67.5305, 67.5310, 67.5315, 67.5320

Officials at the **City of Columbia** assume this proposal states "small wireless" facility provisions, particularly as it relates to installation of small wireless facilities on City utility poles and on City-owned structures. Typically, the City charges about \$25,000 per year (with percentage escalators every five years) for wireless facilities to be attached to a City-owned structure like a water tower or public safety tower. This proposal would limit it to \$500 annually, for a loss of \$20,000 per attachment. Also, this limits compensation to the City for use of City poles to install small wireless facilities to the federal cable rate, or \$7-\$10 per year. The market for small wireless facilities has not been worked out yet, but this is significantly below what is likely to be worked out on the open market.

**Oversight** assumes from this proposal that local political subdivisions could encounter an unknown loss, greater than \$100,000 from revenues received on small wireless facilities. Therefore, Oversight will reflect an unknown loss greater than \$100,000 to local political subdivisions from this proposal.

ASSUMPTION (continued)

Section 84.514

In response to similar legislation this year, SB 1066, officials at the **City of Kansas City** assumed this would be a new position in the Kansas City Police Department (KCPD). Unless the new position is absorbed by the current KCPD budget, the City will be asked to fund an additional Lieutenant Colonel position.

According to §84.510, the base annual compensation for Lieutenant Colonels is between \$71,969 and \$99,660. **Oversight** inquired the City of Kansas City regarding this position. This new position would start at the \$71,969 with benefits of \$10% annually. The following is the cost of this new position:

FY 17 (10 months)	\$65,971
FY 18	\$79,958
FY 19	\$80,758
FY 21	\$82,381

**Oversight** will reflect a \$0 or the cost of the position for each fiscal year for this proposal since it is uncertain if the position will be absorbed into the KCPD's budget.

In response to similar legislation this year, SB 1066, officials at the **Department of Public Safety** assumed no fiscal impact from this proposal.

Section 192.300

In response to similar legislation this year, HCS for HB 1823, officials at **Department of Health and Senior Services** assumed no fiscal impact from this proposal.

Sections 304.022, 307.175

In response to similar legislation this year, SCS for HB 1733, officials from the **Department of Corrections, Department of Public Safety - Missouri Highway Patrol, Department of Transportation, State Public Defender's Office and Office of State Courts Administrator** each assumed the proposal will have no fiscal impact on their respective organizations.

Section 347.048

In response to similar legislation this year, HB 1708, officials from the **Office of the Secretary of State (SOS)** stated many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each

ASSUMPTION (continued)

year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$2,500. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what the office can sustain with the core budget. Therefore, the SOS reserves the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the Governor.

**Oversight** assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

In response to similar legislation this year, HB 1708, officials at the **Office of the State Courts Administrator** and the **Department of Insurance, Financial Institutions and Professional Registration** each assumed no fiscal impact to their respective agencies from this proposal.

In response to similar legislation this year, HB 1708, officials at **St. Louis County**, the **Callaway County Commission** and the **City of Kansas City** each assumed no fiscal impact to their respective entities from this proposal.

Section 478.705

Officials at the **Office of the State Courts Administrator (OSCA)** assume the proposed legislation adds a circuit judge to the 26th judicial circuit. There will be three circuit judges in the twenty-sixth judicial circuit who shall sit in divisions numbered one, two and three. The governor shall appoint a judge for division three who serves until January 1, 2021. The circuit judge in division three shall be elected in 2020.

For a circuit judge, the cost is as follows:

Circuit Court Judge:	\$148,263 per year, plus fringes of \$111,365
Court Reporter:	\$ 57,178 per year, plus fringes of \$29,733
Computer Cost:	\$ 1,110 on-going per year
Total Annual Cost	\$206,551 per year, plus fringes of \$141,098
Computer Cost:	\$ 3,323 one time

The total annual cost for 2 FTE would be \$347,649 except for FY17 which would be \$292,106 because of the one time computer cost and 10 months of salary/fringe.

ASSUMPTION (continued)

**Oversight** assumes according to section 478.073.1.(2), beginning in 2020, a judicial conference shall submit to the Secretary of the Senate a circuit realignment plan for the alteration of the geographical boundaries and territorial jurisdiction of the judicial circuits. Along with a statement of the numbers and boundaries of the proposed judicial circuits together with a map of the proposed judicial circuits, the circuit realignment plan shall include an analysis of the current judicial weighted workload model. Once submitted to both chambers, a circuit realignment plan shall become effective January first of the year following the session of the general assembly (1/1/2021) to which it is submitted, unless a bill realigning the judicial circuits is presented to the Governor and is duly enacted.

Therefore, Oversight assumes once the realignment plan is submitted in 2020, judicial positions may be realigned among the circuits, and Oversight will not reflect a fiscal impact for this bill past FY 2021.

Bill as a whole

Officials at the **Department of Social Services**, the **Office of Prosecution Services**, the **Office of the State Auditor**, the **Office of the Governor**, the **Office of the State Treasurer**, the **Department of Economic Development**, the **Department of Natural Resources**, the **Department of Revenue** and the **Department of Agriculture** each assume no fiscal impact to their respective agencies from this proposal.

Officials at the **Platte County Board of Election Commission**, the **St. Louis County Board of Election Commission**, the **Cole County Sheriff's Department**, the **Columbia/Boone County Department of Public Health** and the **St. Louis County Justice Services** each assume no fiscal impact to their respective entities from this proposal.

<u>FISCAL IMPACT - State</u> <u>Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019	Fully Implemented (FY 2021)
<b>GENERAL REVENUE</b>				
<u>Costs - OSCA - appointment of circuit judge in division three in the 26<sup>th</sup> circuit (Section 478.705)</u>	<u>(\$292,106)</u>	<u>(\$347,649)</u>	<u>(\$347,649)</u>	<u>(\$347,649)</u>
FTE Change - OSCA	2 FTE	2 FTE	2 FTE	2 FTE
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE</b>	<b><u>(\$292,106)</u></b>	<b><u>(\$347,649)</u></b>	<b><u>(\$347,649)</u></b>	<b><u>(\$347,649)</u></b>
Estimated Net FTE Change for Federal Funds	2 FTE	2 FTE	2 FTE	2 FTE

<u>FISCAL IMPACT - Local</u> <u>Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019	Fully Implemented (FY 2021)
<b>LOCAL POLITICAL SUBDIVISIONS</b>				
<u>Loss - on revenues from small wireless facilities (Sections 67.281, 67.5300, 67.5305, 67.5310, 67.5315, 67.5320)</u>	(Unknown, Greater than \$100,000)	(Unknown, Greater than \$100,000)	(Unknown, Greater than \$100,000)	(Unknown, Greater than \$100,000)
<u>Cost - Lieutenant Colonel position in Kansas City(Section 84.514)</u>				
Salary	\$0 or (59,974)	\$0 or (72,689)	\$0 or (73,416)	\$0 or (74,892)
Fringe Benefits	<u>\$0 or (\$5,997)</u>	<u>\$0 or (\$7,269)</u>	<u>\$0 or (\$7,342)</u>	<u>\$0 or (\$7,489)</u>
<u>Total Cost</u>	<u>\$0 or (\$65,971)</u>	<u>\$0 or (\$79,958)</u>	<u>\$0 or (\$80,758)</u>	<u>\$0 or (\$82,381)</u>
<b>ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS</b>	<b><u>(Unknown, Greater than \$100,000)</u></b>	<b><u>(Unknown, Greater than \$100,000)</u></b>	<b><u>(Unknown, Greater than \$100,000)</u></b>	<b><u>(Unknown, Greater than \$100,000)</u></b>

### FISCAL IMPACT - Small Business

There could be a direct fiscal impact to small businesses as a result of this proposal.

### FISCAL DESCRIPTION

Sections 67.281, 67.5300, 67.5305, 67.5310, 67.5315, 67.5320

These sections shall be known as the Small Wireless Facilities Deployment Act

#### Section 84.514

This act allows the chief of police for the Kansas City Police Department to appoint a lieutenant colonel who will be responsible for matters relating to homeland security.

#### Section 478.705

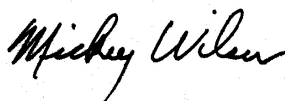
This proposal adds a circuit court judge to the 26<sup>th</sup> Judicial Circuit and authorizes an additional circuit judge in certain circuits when indicated by a judicial performance report.

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  
Office of the Governor  
Office of the State Auditor  
Office of the State Treasurer  
Department of Economic Development  
Department of Natural Resources  
Department of Revenue  
Department of Agriculture  
Platte County Board of Election Commission  
St. Louis County Board of Election Commission  
Cole County Sheriff's Department  
St. Louis County Justice Services  
Department of Social Services  
Office of Prosecution Services  
Columbia/Boone County Department of Public Health  
Office of the Secretary of State  
St. Louis County  
City of Kansas City  
Callaway County Commission  
City of Columbia  
Department of Public Safety  
Department of Corrections  
Department of Public Safety  
    Missouri Highway Patrol  
    Missouri National Guard  
Department of Transportation  
State Public Defender's Office  
Department of Insurance, Financial Institutions and Professional Registration  
Office of Administration  
Department of Health and Senior Services  
Department of Corrections



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