

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3488H.02P
Bill No.: Perfected HCS for HB 1462
Subject: Firearms; Transportation; Buses; Railroads
Type: Original
Date: March 2, 2022

Bill Summary: This proposal changes the law regarding firearms.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Total Estimated Net Effect on FTE	0	0	0

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
Local Government*	\$0	\$0	\$0

*Revenue and expenses net to zero.

FISCAL ANALYSIS

ASSUMPTION

§§70.441, 571.107, 577.703, and 577.712 – Firearms on public transit

In response to a previous version (HB 1462), officials from the **Office of the State Public Defender** and the **Kansas City Police Department** each assumed the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these sections.

§571.031 – Blair’s Law

In response to a previous version (HCS HB 1462), officials from the **Office of the State Public Defender (SPD)** stated the proposed legislation creates new criminal offenses under Section 571.031, Section 577.703 and Section 577.712; which could increase the number of persons who are eligible for representation by the State Public Defender (SPD). The fiscal impact of this legislation on the SPD is unknown as the number of additional cases eligible for representation as the result of the legislation is unknown, but it is anticipated that the impact would be under \$250,000.

Oversight notes in FY22 the SPD was appropriated moneys for 53 additional FTE. Oversight assumes this proposal will create a minimal number of new cases and that the SPD can absorb the additional caseload required by this proposal with current staff and resources. Therefore, Oversight will reflect no fiscal impact to the SPD for fiscal note purposes. However, if multiple bills pass which require additional staffing and duties, the SPD may request funding through the appropriation process.

In response to a previous version (HCS HB 1462), officials from the **Department of Corrections (DOC)** stated the areas already covered in statute for unlawfully discharging a firearm include dwelling house, railroad, train, boat, aircraft, motor vehicle, schoolhouses, courthouses or church buildings. These locations cover many areas within a municipality. For that reason, the additional instances which would fall within Blair’s Law is believed to have no fiscal impact to the department.

Officials from the **Missouri Office of Prosecution Services (MOPS)** assume the proposal will have no measurable fiscal impact on MOPS. The enactment of a new crime (571.031.4) creates additional responsibilities for county prosecutors and the circuit attorney which may, in turn, result in additional costs, which are difficult to determine.

In response to similar legislation from 2022 (HB 1568), officials from the **City of St. Louis** and the **Kansas City Police Department** each assumed the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this section.

In response to a previous version (HCS HB 1462), officials from the **Attorney General's Office**, the **Department of Public Safety – (Missouri Highway Patrol and Missouri National Guard)**, the **Missouri Department of Conservation**, the **Office of the State Courts Administrator**, the **El Dorado Springs Police Department**, the **Springfield Police Department**, the **Phelps County Sheriff's Department**, and **Greene County** assumed the proposal will have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

House Amendment 1, AA

§§144.030 and 144.064 – Firearm and ammunition sales tax exemptions

Oversight notes this amendment removes Sections 144.030 and 144.064. Therefore, Oversight has removed the fiscal impact previously presented for these sections for the sales tax exemption for firearms and accessories.

§571.030 – Allows firearms in churches or places of worship

In response to similar legislation from 2022 (HB 1698), officials from the **Department of Public Safety - Missouri Highway Patrol**, the **Kansas City Police Department**, and the **Phelps County Sheriff's Department** assumed the proposal will have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

House Amendment 2

§571.111 – Concealed carry permit

Oversight notes this amendment allows an active duty member in the Armed Forces that submits proof of a pistol marksmanship award to satisfy the requirement for a concealed carry permit. Oversight assumes the change in this proposal will have no direct fiscal impact on state agencies.

House Amendment 3

§§571.101 and 571.205 – Concealed carry permits

In response to similar legislation from 2022 (HB 1833), officials from the **Department of Public Safety - Missouri Highway Patrol**, the **Office of the State Courts Administrator**, and the **Phelps County Sheriff's Department** each assumed the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note.

House Amendment 4

§571.101 – Lowers age requirement for concealed carry permits

In response to similar legislation from 2022 (HB 2329), officials from the **Department of Public Safety – (Missouri Highway Patrol and Missouri National Guard)**, and the **Phelps County Sheriff's Department** each assumed the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Oversight notes this bill lowers the age requirement from nineteen to eighteen for a concealed carry permit, which may increase the number of CCW applications submitted to county sheriffs. Oversight assumes any increase in revenue to sheriff's departments will be offset by an increase in cost to process the applications for CCW permits. Therefore, the impact to local governments-sheriff's departments will be presented as netting to \$0.

House Amendment 5

§571.020 – Knuckles

Oversight notes this amendment decriminalizes the possession of knuckles. Oversight assumes this proposal would have no direct fiscal impact on state agencies.

Bill as a Whole

Officials from the **Department of Elementary and Secondary Education**, the **Department of Revenue**, the **Missouri Department of Transportation**, the **City of Springfield**, the **St. Joseph Police Department**, the **St. Louis County Police Department** assume the proposal will have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note.

Officials from the **Department of Natural Resources** defer to the **Department of Revenue** for the potential fiscal impact of this proposal.

Officials from the **City of Kansas City** responded to the legislation but did not provide a fiscal impact.

Oversight only reflects the responses received from state agencies and political subdivisions; however, other cities, counties, and local law enforcement were requested to respond to this proposed legislation but did not. A listing of political subdivisions included in the Missouri Legislative Information System (MOLIS) database is available upon request.

<u>FISCAL IMPACT – State Government</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
SHERIFF’S DEPARTMENTS			
<u>Revenue</u> – Sheriff’s Departments (\$571.101) Increase in CCW applications (HA 4) p. 5	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown
<u>Cost</u> – Increase in costs to process CCW applications (HA 4) p. 5	<u>\$0 to</u> (Unknown)	<u>\$0 to</u> (Unknown)	<u>\$0 to</u> (Unknown)
ESTIMATED NET EFFECT ON SHERIFF’S DEPARTMENTS	<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

CONCEALED CARRY PERMITS (Section 571.101)

This bill lowers the age requirement from at least 19 to 18 years of age or older for a concealed carry permit.

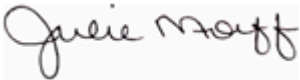
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

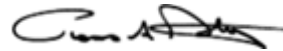
- Attorney General’s Office
- Department of Corrections
- Department of Elementary and Secondary Education
- Department of Natural Resources
- Department of Public Safety
- Department of Revenue

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Missouri Department of Conservation
Missouri Department of Transportation
Missouri Office of Prosecution Services
Office of the State Courts Administrator
Office of the State Public Defender
City of Kansas City
City of Sikeston
City of Springfield
City of St. Louis
Kansas City Police Department
El Dorado Springs Police Department
Springfield Police Department
St. Joseph Police Department
St. Louis County Police Department
Phelps County Sheriff's Department
Greene County



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March 2, 2022



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