

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3693S.01I  
Bill No.: SB 998  
Subject: Firearms; Crimes and Punishment; Law Enforcement Officers and Agencies;  
Public Officers; State Departments; Federal - State Relations; Judges; Courts  
Type: Original  
Date: March 5, 2024

---

Bill Summary: This proposal creates the Anti-Red Flag Gun Seizure Act.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</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.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
Federal Funds	\$0 to (\$5,076,588)	\$0 to (\$5,076,588)	\$0 to (\$5,076,588)
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0 to (\$5,076,588)</b>	<b>\$0 to (\$5,076,588)</b>	<b>\$0 to (\$5,076,588)</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

- 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.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2025</b>	<b>FY 2026</b>	<b>FY 2027</b>
Local Government	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)

## FISCAL ANALYSIS

### ASSUMPTION

#### §1.486 – Anti-red flag gun seizure act

Officials from the **Department of Public Safety - Missouri Highway Patrol (MHP)** state the potential fiscal impact the Patrol will be exposed to if the proposal is passed, could be significant, up to \$5,076,588. With the limitations placed in section 1.486.4 and section 1.486.5, this would appear to have a fiscal impact as it could eliminate federal grant money that pays for the salaries of four (4) troopers and some overtime for troopers assigned to a federal task force or are assigned to work with a specified federal law enforcement agency.

**Oversight** assumes the \$5,076,588 does not encompass all federal monies the MHP receives annually but only the amount relevant to the provisions of this bill. Oversight will range the impact from \$0 (no loss of federal monies) to the estimate provided by MHP. Oversight also notes this potential loss of federal funding could also apply to local political subdivisions.

Officials from the **Office of Attorney General (AGO)** assume any potential litigation costs arising from this proposal can be absorbed with existing resources. However, the AGO may seek additional appropriations if there is a significant increase in litigation or investigation.

**Oversight** does not have any information to the contrary. Therefore, Oversight assumes the AGO will be able to perform any additional duties required by this proposal with current staff and resources and will reflect no fiscal impact to the AGO for fiscal note purposes.

Officials from the **Missouri Department of Conservation**, the **Missouri Office of Prosecution Services**, the **Office of Administration**, the **Office of the State Courts Administrator**, the **City of Kansas City**, the **Phelps County Sheriff's Department**, the **Kansas City Police Department**, and the **St. Louis County Police Department** each assume 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** 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 2025 (10 Mo.)	FY 2026	FY 2027
<b>FEDERAL FUNDS</b>			
<u>Loss – MHP (§1.486) Potential loss of federal funding</u>	\$0 to <u>(\$5,076,588)</u>	\$0 to <u>(\$5,076,588)</u>	\$0 to <u>(\$5,076,588)</u>
<b>ESTIMATED NET EFFECT TO FEDERAL FUNDS</b>	<b><u>\$0 to</u></b> <b><u>(\$5,076,588)</u></b>	<b><u>\$0 to</u></b> <b><u>(\$5,076,588)</u></b>	<b><u>\$0 to</u></b> <b><u>(\$5,076,588)</u></b>

<u>FISCAL IMPACT – Local Government</u>	FY 2025 (10 Mo.)	FY 2026	FY 2027
<b>LOCAL POLITICAL SUBDIVISIONS</b>			
<u>Loss – Cities (§1.486) Potential decreased funding</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
<u>Loss – Police and Sheriff’s Departments (§1.486) Potential decreased funding</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
<b>ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS</b>	<b><u>\$0 or</u></b> <b><u>(Unknown)</u></b>	<b><u>\$0 or</u></b> <b><u>(Unknown)</u></b>	<b><u>\$0 or</u></b> <b><u>(Unknown)</u></b>

FISCAL IMPACT – Small Business

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

FISCAL DESCRIPTION

This act establishes the "Anti-Red Flag Gun Seizure Act" which provides that any federal order of protection or other judicial order issued by a court to confiscate any firearm, firearm accessory, or ammunition from any law-abiding citizen shall be considered an infringement on the people's right to keep and bear arms.

Additionally, no public agency, political subdivision, or law enforcement agency shall receive any federal funding for the purpose of enforcing any federal acts or judicial orders confiscating any firearms, firearm accessories, or ammunition.

L.R. No. 3693S.011

Bill No. SB 998

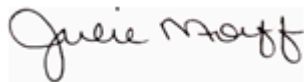
Page 5 of 5

March 5, 2024

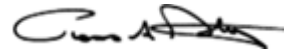
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Attorney General's Office  
Department of Public Safety - Missouri Highway Patrol  
Missouri Department of Conservation  
Missouri Office of Prosecution Services  
Office of Administration  
Office of the State Courts Administrator  
City of Kansas City  
Phelps County Sheriff's Department  
Kansas City Police Department  
St. Louis County Police Department



Julie Morff  
Director  
March 5, 2024



Ross Strobe  
Assistant Director  
March 5, 2024