

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **SB 20** SLS 202ES 82

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> September 29, 2020 6:19 PM	<b>Author:</b> HEWITT
<b>Dept./Agy.:</b> State	<b>Analyst:</b> Patrice Thomas
<b>Subject:</b> Creates the Emergency Election Commission	

EMERGENCY POWERS OR SEE FISC NOTE GF EX Page 1 of 1  
Provides relative to voting and the holding of elections impaired as the result of a declared emergency or disaster. (1/1/21) (Item #5)

Proposed law creates the Emergency Election Commission within the Department of State and provides for membership composition (10 members consisting the Secretary of State, chairman of the Senate Governmental Affairs Committee, chairman of the House Governmental Affairs Committee, Governor, Speaker of the House, President of the Senate, chairman of the House republican delegation, chairman of the Senate republican delegation, chairman of the House democratic delegation, and chairman of the Senate democratic delegation). Proposed law provides that commission members are unpaid except for legislative members that are entitled to per diem and travel reimbursement. Proposed law replaces emergency election plan concurrence, certification, and approval from the Senate Governmental Affairs committee and House Governmental Affairs committee with the Emergency Election Commission. After approval from the Emergency Election Commission, proposed law requires the emergency election plan to be approved by legislature. Proposed law is effective 01/01/2021.

<b>EXPENDITURES</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	SEE BELOW					
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>	<b>2023-24</b>	<b>2024-25</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
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Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

Proposed law may result in an indeterminable, but minimal, decrease in SGF expenditures associated with per diem and travel reimbursements of legislative members. Proposed law creates the Emergency Election Commission comprised of 10 members and provides that only legislative members may receive per diem and travel expense reimbursement. Under present law, both House and Governmental Affairs Committee (18 legislative members) and Senate and Governmental Affairs Committee (9 legislative members) must meet to approve an emergency election plan. Therefore, under proposed law, a meeting of the Emergency Election Commission would result in per diem payment to 19 fewer legislative members than occurs in present law. The legislative per diem is \$161 plus mileage reimbursement, which is currently \$0.575 per mile. Since the commission shall only meet upon a call of the Secretary of State during a gubernatorial state of emergency that impacts elections, the number of commission meetings is indeterminable.

**REVENUE EXPLANATION**

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules  
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}  
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House  
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}  
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

**Christopher A. Keaton**  
**Legislative Fiscal Officer**