

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3302-01
Bill No.: HB 896
Subject: Boards, Commissions, Committees, Councils; Military Affairs; Parks and Recreation; Veterans
Type: Original
Date: February 17, 2004

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
General Revenue	(Unknown)	(Unknown)	(Unknown)
Total Estimated Net Effect on General Revenue Fund	(Unknown)	(Unknown)	(Unknown)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on Other State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Economic Development** and **Department of Transportation**, assume no fiscal impact to their agency.

Officials from the **Department of Natural Resources** assume this proposal creates the Missouri State Park Board through Executive Order 86-26. The board consists of at least 9 but no more than 11 members, whom are appointed by the governor, with the advice and consent of the senate.

Officials of the Department of Natural Resources assume the department would have the responsibility of developing and maintaining an inventory to include the annual physical condition of the state park system, military monuments or memorials, markers, or designated veterans' grave markers on state sites and on municipal, private property or other land that are included in the registry.

Assume that there are 10 members on the board and they meet every month to discuss all matters relating to the acquisition, development, and operation of the Missouri state park system including state historical military monuments, memorials and markers.

ASSUMPTION (continued)

This proposal would require an exhaustive survey of all public and private memorials, markers and events and an annual assessment of each.

The department assumes 15 FTE will be needed to fulfill the requirements on Section 253.413.4. They are: .5 Computer Information Technician III to support the computer desktop needs, .5 Administrative Office Support Assistant to track and account for the veteran monuments, memorials and markers, one Natural Resource Manager (Band 2) who oversees the historical marker program, one Senior Office Support Assistant who assists the board members for all matters related to meetings including public meetings and other duties, two Office Support Assistants who provide the support for data entry, filing, maintaining a registry of military monuments or memorials, markers, and designated veterans grave markers, and general office duties, and ten Cultural Resource Preservationists II who each travel an average of ten times a month statewide to review, document and inspect all physical condition of the state park system, military monuments or memorials, markers, or designated veterans grave markers on state sites and on municipal, private property or other land that are included in the registry. If each preservationist will travel 10 times each month and 160 miles each time, then 10 preservationists will travel 192,000 miles annually. It will cost the division \$63,360 a year (\$0.33 X 192,000 miles).

This proposal is inclusive of all memorials, markers and events both public and private. This would mean an independent state board would have control over, or a say in, the way private memorials, events and markers would be managed. This could be construed as a "takings" issue.

There is no funding source identified for this proposal. Since this proposal would not be strictly for "state parks and no other purposes" the Parks and Soils Sales Tax Funds could not be used to fund this proposal. Therefore for this fiscal note, the department assumed General Revenue would be utilized to implement this bill.

Although it is not addressed in the proposal as written, the department assumes that a registration fee and an annual inspection fee could be attached to fund the proposed program.

Oversight assumes that other funds could be utilized to implement this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
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GENERAL REVENUE

<u>Cost - Department of Natural Resources</u>	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
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ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
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<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

It is unknown if there will be any direct fiscal impact to small business.

DESCRIPTION

This bill establishes the Missouri State Park Board within the Department of Natural Resources as the authority for all matters pertaining to the state park system. The board consists of nine to 11 members, with one member from each congressional district and at least two members from counties with a state historic site of significant importance to military history. Members are appointed by the Governor, with approval of the Senate, and serve three-year staggered terms. The director of the department serves as chair with a tie-breaking vote, and the executive director of the State Historical Society is an ex-officio member. The board meets at least twice annually. Members serve without compensation, but are reimbursed for necessary expenses.

The board holds public meetings on any addition, modification, or removal of military monuments, historical markers, designated veteran's grave markers, accepted practices, or permitted public ceremonies on department sites; maintains a registry of monuments and markers on public and private property; establishes procedures for the historical marker program; and publishes an annual report.

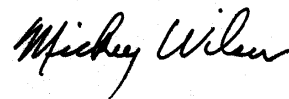
DESCRIPTION (continued)

The bill also prohibits any state agency from erecting, modifying, or removing any monument or marker or amending any accepted practice or permitted public ceremony at a department site without notifying the public at least 60 days prior to any planned action, holding a hearing, and receiving approval from the board. Any monuments or markers that were in place on December 21, 2002, must be replaced by August 28, 2004. Monuments may be moved to surrounding property or to accommodate construction or repairs. Anyone who removes, defaces, or destroys any monument, memorial, or designated veteran's grave marker is guilty of a class A misdemeanor.

This legislation is not federally mandated, however, it would duplicate the Division of State Parks and Historic Preservation Office within the Department of Natural Resources. It would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Economic Development
Department of Transportation
Department of Natural Resources



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Director
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