

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1389-02
Bill No.: HCS for HB 491
Subject: Boards, Commissions, Committees, Councils; Parks and Recreation, Natural Resources Dept.
Type: Original
Date: March 18, 2005

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Total Estimated Net Effect on <u>Other</u> 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 2006	FY 2007	FY 2008
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2006	FY 2007	FY 2008
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

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

Officials from the **Department of Natural Resources** assume this proposal establishes the Missouri State Park Board, originally created by Executive Order 86-26. The board will continue to serve in an advisory capacity for the department of natural resources as described in Executive Order 86-26. In addition, the board is responsible for managing all aspects of the historical marker program.

The board consists of 8 members with at least two of these members from areas where a historic site of significant military history is located. All members are to be appointed by the governor, with the advice and consent of the senate.

The board shall meet at least quarterly and shall adopt written procedures to govern its activities. Members of the board receive no compensation, but shall be reimbursed for their actual and necessary expenses.

The historic marker program is laid out in this substitute that qualifies any marker for which the

ASSUMPTION (continued)

design and narrative has been voluntarily submitted and approved by the board, and is erected on state municipal, or private property pursuant to procedures adopted by the board.

The board's responsibilities include holding public meetings, maintaining the registry, publishing an annual report of the activity and status of all inventory that are included in the registry, recommending future improvements, and establishing various procedures for the historical marker program and related issues.

The Department of Natural Resources shall not, under this act, modify or remove any registered marker without due process. Such process shall include public hearings, notice of these hearings, and a majority vote by the Missouri State park board before any change can be made.

Any person who knowingly removes, defaces or destroys monuments, memorials or markers protected under the registry shall be guilty of a class A misdemeanor.

And finally, the possibility of relocating monuments, memorials or markers for the sake of construction or repair is accounted for, provided the monument, memorial or marker is prominently displayed.

This proposal allows the Board to establish registration and annual fees for the historic marker program and registry shall be utilized exclusively for the administration and management of the historic marker program and registry as established in sections 253.411 to 253.413.

The DNR assumes that the Board would set registration and annual fees at a level which would cover expenses incurred for administration and management of this historic marker program and registry.

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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FISCAL IMPACT - Small Business

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

DESCRIPTION

This bill establishes the Missouri State Park Board, created by Executive Order 86-26, which is responsible for managing all aspects of the Historical Marker Program. The board will consist of eight members, two of whom must reside in a county in which a state historic site of significant military history is located.

The Department of Natural Resources and other state agencies are prohibited from erecting, modifying, or removing any state historic military monument located on any site under its control or located on state land listed on the board's registry without first holding a public hearing and receiving the board's approval. The department must publish a public hearing notice in the Missouri Register at least 60 days in advance of any action to seek the board's approval. The notice must also be published once a week for two weeks in any qualified newspaper in the area where the monument is located.

Anyone who knowingly removes, defaces, or destroys any registered state historic military monument without the approval of the General Assembly or the board will be guilty of a class A misdemeanor.

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


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SOURCES OF INFORMATION

Department of Natural Resources

Department of Transportation

Department of Economic Development - Tourism

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA
Director
March 18, 2005