

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4878-01
Bill No.: HB 1959
Subject: County Officials; County Government; Counties
Type: Original
Date: March 16, 2010

Bill Summary: This proposal requires records requests to be made in the office where the record was originally filed.

FISCAL SUMMARY

| ESTIMATED NET EFFECT ON GENERAL REVENUE FUND | | | |
|---|------------|------------|------------|
| FUND AFFECTED | FY 2011 | FY 2012 | FY 2013 |
| | | | |
| | | | |
| Total Estimated Net Effect on General Revenue Fund | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON OTHER STATE FUNDS | | | |
|---|------------|------------|------------|
| FUND AFFECTED | FY 2011 | FY 2012 | FY 2013 |
| | | | |
| | | | |
| 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 2011 | FY 2012 | FY 2013 |
| | | | |
| | | | |
| Total Estimated Net Effect on <u>All</u> Federal Funds | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE) | | | |
|---|----------------|----------------|----------------|
| FUND AFFECTED | FY 2011 | FY 2012 | FY 2013 |
| | | | |
| | | | |
| Total Estimated Net Effect on FTE | 0 | 0 | 0 |

☐ Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

☐ Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

| ESTIMATED NET EFFECT ON LOCAL FUNDS | | | |
|--|-----------------------|-----------------------|-----------------------|
| FUND AFFECTED | FY 2011 | FY 2012 | FY 2013 |
| Local Government | \$0 or Unknown | \$0 or Unknown | \$0 or Unknown |

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of Secretary of State** and **St. Louis County** assume there will be no fiscal impact to their respective agencies.

Officials from **St. Charles Recorder of Deeds' Office** state this bill would benefit many counties who have been losing general fund copy revenue to the Secretary of State's office. County Recorders have had the Secretary of State microfilm and store their records because they cannot perform this function for themselves or pay a private vendor to perform it for them. The Secretary of State has been selling copies of the County Recorder's documents, at cost, to the Title Companies and other interested businesses. This causes those counties to suffer additional revenue losses as a result. This new statute would require the public to obtain their copies from the actual custodian of those records, not from an entity who is merely storing the records for the custodian.

Officials from **Greene County Recorder of Deeds' Office** state this bill will generate revenue for the county and will not allow others to sell records maintained by the local county recorder's office.

Oversight assumes this proposal would have positive fiscal benefits for local governments; therefore, Oversight will show a fiscal impact to local governments to be zero or a positive unknown.

Oversight assumes there would be no state costs.

The following counties did not respond to **Oversight's** request for fiscal impact: **Andrew, Barry, Bates, Boone, Buchanan, Butler, Callaway, Camden, Cape Girardeau, Carroll, Cass, Clay, Cole, Cooper, DeKalb, Franklin, Hickory, Jackson, Jasper, Jefferson, Johnson, Knox, Laclede, Lafayette, Lawrence, Lincoln, Marion, Miller, Moniteau, Monroe, Montgomery, New Madrid, Nodaway, Ozark, Pemiscot, Perry, Phelps, Platte, Pulaski, Randolph, St. Francois, Taney, Texas, Warren, and Webster.**

| <u>FISCAL IMPACT - State Government</u> | FY 2011 (10 Mo.) | FY 2012 | FY 2013 |
|---|---------------------|------------|------------|
| | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |
| <u>FISCAL IMPACT - Local Government</u> | FY 2011 (10 Mo.) | FY 2012 | FY 2013 |

LOCAL GOVERNMENT FUNDS

Revenue - County Governments

Copy revenue generated for providing copies of records to the general public, title companies, and businesses

| | | |
|-----------------------|-----------------------|-----------------------|
| <u>\$0 or Unknown</u> | <u>\$0 or Unknown</u> | <u>\$0 or Unknown</u> |
|-----------------------|-----------------------|-----------------------|

ESTIMATED NET EFFECT ON LOCAL GOVERNMENT FUNDS

| | | |
|-----------------------|-----------------------|-----------------------|
| <u>\$0 or Unknown</u> | <u>\$0 or Unknown</u> | <u>\$0 or Unknown</u> |
|-----------------------|-----------------------|-----------------------|

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

This bill requires a request for records filed or recorded by the recorder of deeds dated after December 31, 1969, to be made to the office in which the record was originally filed.

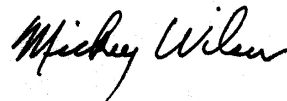
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of Secretary of State
St. Louis County
St. Charles County Recorder of Deeds' Office
Greene County Recorder of Deeds' Office

NOT RESPONDING

Counties of: Andrew, Barry, Bates, Boone, Buchanan, Butler, Callaway, Camden, Cape Girardeau, Carroll, Cass, Clay, Cole, Cooper, DeKalb, Franklin, Hickory, Jackson, Jasper, Jefferson, Johnson, Knox, Laclede, Lafayette, Lawrence, Lincoln, Marion, Miller, Moniteau, Monroe, Montgomery, New Madrid, Nodaway, Ozark, Pemiscot, Perry, Phelps, Platte, Pulaski, Randolph, St. Francois, Taney, Texas, Warren, Webster



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