COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0671-02
Bill No.: SCS for HB 209
Subject: Property, Real and Personal; Civil Procedure; Agriculture and Animals
Type: Original
Date: April 8, 2011

Bill Summary: This proposal revises laws concerning private nuisances when the nuisance emanates from property used for farming, agriculture, crop, or animal production purposes.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Total Estimated Net Effect on General Revenue Fund	**$0**	**$0**	**$0**

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
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 2012	FY 2013	FY 2014
Total Estimated Net Effect on All Federal Funds	**$0**	**$0**	**$0**

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
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 2012	FY 2013	FY 2014
Local Government	**$0**	**$0**	**$0**

KB:LR:OD

FISCAL ANALYSIS

ASSUMPTION

Officials at the **Department of Insurance, Financial Institutions and Professional Registration (DIFP)** assumes this proposal allows certain counties the authority to enact nuisance abatement ordinances, prohibits the recovery of damages for crop loss, and requires the final judgment to be filed with the county recorder of deeds. DIFP assumes there is no fiscal impact from this proposed legislation.

Officials at the **Office of the Attorney General** (**AGO**) assumes that it can absorb the added costs with existing resources. If a substantial increase in caseload results, AGO would seek additional appropriation in the future.

Officials at the **Department of Agriculture**, **Department of Conservation**, **Department of Natural Resources**, **Office of State Courts Administrator**, **Office of Prosecution Services**, **Office of Administration,** and **State Public Defender's Office** assumes there is no fiscal impact from this proposed legislation.

Officials at **Boone, Cole, Jefferson, Buchanan, Andrew, and Livingston** Counties did not respond to Oversight's request for fiscal impact.

Oversight assumes any costs related to this proposal to counties and county recorders could be absorbed by the county.

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FISCAL IMPACT - State Government	FY 2012 (10 Mo.)	FY 2013	FY 2014
	$0	**$0**	**$0**

FISCAL IMPACT - Local Government	FY 2012 (10 Mo.)	FY 2013	FY 2014
	$0	**$0**	**$0**

FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

The proposed legislation appears to have no fiscal impact.

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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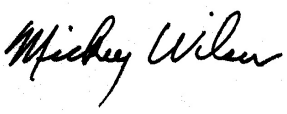
SOURCES OF INFORMATION

Department of Agriculture
Department of Conservation
Department of Natural Resources
Office of State Courts Administrator
State Public Defender's Office
Office of Prosecution Services
Office of the Attorney General
Department of Insurance, Financial Institutions and Professional Registration
Office of Administration

NOT RESPONDING

Boone County
Cole County
Jefferson County
Buchanan County
Andrew County
Livingston County



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Director
April 8, 2011

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