

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5514-01
Bill No.: HB 2528
Subject: Department of Conservation
Type: Original
Date: March 2, 2020

Bill Summary: This proposal requires the Department of Conservation to give at least one warning before imposing a penalty within the first two years of promulgation of the penalty.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Local Government	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Missouri Department of Conservation (MDC)** assume the proposal will have no fiscal impact on their organization.

Upon further inquiry, **Oversight** notes MDC stated they currently have a system in place that they can track written warnings and tickets.

Oversight assumes MDC could experience a decrease in revenue due to a ticket and the subsequent fine not being issued on the first violation; therefore, Oversight will assume an “Unknown” loss in fine revenue to the school districts (fine revenue decreased due to provision that a warning must be given prior to imposing a penalty).

Oversight also notes MDC stated a difference between “administrative” penalties and “statutory” penalties. Therefore without clarification, Oversight will range the impact from \$0 to an unknown amount as the proposal addresses “administrative” penalties.

<u>FISCAL IMPACT - State Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
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LOCAL SCHOOL DISTRICTS

<u>Loss</u> - potential decrease in revenue from fines for offenders receiving a warning instead of a ticket.	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
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ESTIMATED NET EFFECT ON LOCAL SCHOOL DISTRICTS	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</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.

FISCAL DESCRIPTION

This bill requires the Department of Conservation, for the first two years after the effective date of any new administrative penalty imposed by rule, to provide at least one warning before imposing the penalty on an individual or entity.

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

Missouri Department of Conservation



Julie Morff
Director
March 2, 2020



Ross Strobe
Assistant Director
March 2, 2020