

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0855H.02C  
Bill No.: HCS for HB 369  
Subject: Civil Procedure; Liability  
Type: Original  
Date: February 26, 2021

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Bill Summary: This proposal limits liability for damage, injury, or loss caused by a prescribed burn or the resulting smoke of a prescribed burn.

**FISCAL SUMMARY**

| <b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>  |                |                |                |
|--|----------------|----------------|----------------|
| <b>FUND AFFECTED</b>                                 | <b>FY 2022</b> | <b>FY 2023</b> | <b>FY 2024</b> |
|  |                |                |                |
| <b>Total Estimated Net Effect on General Revenue</b> | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     |

| <b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>              |                |                |                |
|---|----------------|----------------|----------------|
| <b>FUND AFFECTED</b>  | <b>FY 2022</b> | <b>FY 2023</b> | <b>FY 2024</b> |
|   |                |                |                |
|   |                |                |                |
| <b>Total Estimated Net Effect on <u>Other</u> State Funds</b> | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     |

Numbers within parentheses: () indicate costs or losses.

| <b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>                  |                |                |                |
|---|----------------|----------------|----------------|
| <b>FUND AFFECTED</b>  | <b>FY 2022</b> | <b>FY 2023</b> | <b>FY 2024</b> |
|   |                |                |                |
|   |                |                |                |
| <b>Total Estimated Net Effect on <u>All</u> Federal Funds</b> | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     |

| <b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b> |                |                |                |
|---|----------------|----------------|----------------|
| <b>FUND AFFECTED</b>                                      | <b>FY 2022</b> | <b>FY 2023</b> | <b>FY 2024</b> |
|   |                |                |                |
|   |                |                |                |
| <b>Total Estimated Net Effect on FTE</b>                  | <b>0</b>       | <b>0</b>       | <b>0</b>       |

- ☐ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- ☐ Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

| <b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b> |                |                |                |
|--|----------------|----------------|----------------|
| <b>FUND AFFECTED</b>                       | <b>FY 2022</b> | <b>FY 2023</b> | <b>FY 2024</b> |
|  |                |                |                |
| <b>Local Government</b>                    | <b>\$0</b>     | <b>\$0</b>     | <b>\$0</b>     |

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Natural Resources**, the **Department of Public Safety's Fire Safety and Office of the Director**, the **Department of Commerce and Insurance**, the **Missouri Department of Agriculture**, the **Missouri Department of Conservation**, the **Office of the State Courts Administrator**, the **Missouri Department of Transportation**, the Joint Committee on Administrative Rules, the State Tax Commission, the **Office of the Secretary of State** and the **Attorney General's Office** each assume the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Officials from the Office of Administration did not respond to **Oversight's** request for fiscal impact for this proposal. **Oversight** does not have any information to the contrary and assumes no fiscal impact from this proposal. Therefore, Oversight will reflect a zero impact in the fiscal note.

Officials from the **City of Claycomo**, the **City of Corder**, the **City of Hughesville**, the **City of Kansas City**, the **City of Springfield**, the **City of St. Louis** and **Boone County** each assume the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Officials from the **Fruitland Area Fire Protection District** assume the proposal will have a positive impact for prescribed burns by limiting the liability to the burn manager and the property owner. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note.

| <u>FISCAL IMPACT –</u><br><u>State Government</u> | FY 2022<br>(10 Mo.) | FY 2023           | FY 2024           |
|---|---------------------|-------------------|-------------------|
|   |                     |                   |                   |
|   | <u><b>\$0</b></u>   | <u><b>\$0</b></u> | <u><b>\$0</b></u> |

| <u>FISCAL IMPACT –</u><br><u>Local Government</u> | FY 2022<br>(10 Mo.) | FY 2023           | FY 2024           |
|---|---------------------|-------------------|-------------------|
|   |                     |                   |                   |
|   | <u><b>\$0</b></u>   | <u><b>\$0</b></u> | <u><b>\$0</b></u> |

FISCAL IMPACT – Small Business

Small business farmers could be impacted by this proposal.

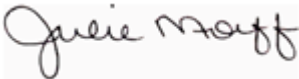
FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

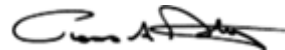
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Natural Resources  
Department of Public Safety  
Department of Commerce and Insurance  
Missouri Department of Agriculture  
Missouri Department of Conservation  
Missouri Department of Transportation  
Joint Committee on Administrative Rules  
State Tax Commission  
Office of the Secretary of State  
Attorney General's Office  
Office of the State Courts Administrator  
City of Claycomo  
City of Corder  
City of Hughesville  
City of Kansas City  
City of Springfield  
City of St. Louis  
Boone County  
Fruitland Area Fire Protection District



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February 26, 2021



Ross Strobe  
Assistant Director  
February 26, 2021