

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2120H.02C
Bill No.: HCS for HB 1042
Subject: Professional Registration and Licensing
Type: Original
Date: March 7, 2021

Bill Summary: This proposal modifies the definition of tattoo.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Tattoo, Body Piercing & Branding Fund (0883)	\$0	\$11,500	\$0
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$11,500	\$0

Numbers within parentheses: () indicate costs or losses.

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

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on FTE	0	0	0

- ☐ 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.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Section 324.520 – Definition of Tattoo

Officials from the **Department of Commerce and Insurance (DCI)** estimate there will be 85 practitioners and 15 establishments that practice “A mark made on the face or body of another person for cosmetic purposes or to any part of the body for scar coverage or other corrective purposes by the insertion of a permanent or semi-permanent pigment under the skin with the aid of needles, blades, or other instruments.”

FY 2023

85 practitioners at \$100 fee = \$8,500

15 establishments at \$200 fee = \$3,000

Biannual Renewal

FY 2025

85 practitioners at \$100 fee = \$8,500

15 establishments at \$100 renewal fee = \$1,500

The next renewal will be in FY 25. This legislation does not require additional FTE and the department believes it can absorb the additional workload. Should the cost be more than anticipated, the department would request an increase to our FTE and appropriations as appropriate through the budget process.

Revenue	FY2023	FY2024	FY2025
85 practitioners x \$100	\$8,500	\$0	\$8,500
15 establishments x \$200	\$3,000	\$0	\$0
15 establishments x \$100	\$0	\$0	\$1,500
Total	\$11,500	\$0	\$10,000

Oversight does not have any information to the contrary. Therefore, Oversight will reflect the estimated revenue provided by the DCI to the Tattoo, Body Piercing & Branding Fund (0883).

Officials from the **Office of Administration - Administrative Hearing Commission** anticipate that this legislation will not significantly alter its caseload. If similar bills pass, resulting in more cases, there will be a fiscal impact. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this agency.

Officials from the **Office of the State Public Defender**, the **Office of the State Courts Administrator** and the **Missouri Office of Prosecution Services** 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.

<u>FISCAL IMPACT – State Government</u>	FY 2022	FY 2023 (10 Mo.)	FY 2024
TATTOO, BODY PIERCING & BRANDING FUND (0883)			
<u>Revenue</u> - DCI - definition change to include more practitioners and establishments	<u>\$0</u>	<u>\$11,500</u>	<u>\$0</u>
ESTIMATED NET EFFECT TO THE TATTOO, BODY PIERCING & BRANDING FUND	<u>\$0</u>	<u>\$11,500</u>	<u>\$0</u>

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

FISCAL IMPACT – Small Business

Any small business that now falls into the new definition of tattoo will be fiscally impacted by the proposed legislation.

FISCAL DESCRIPTION

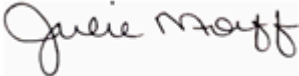
This bill changes the definition of tattoo in an effort to ensure that new cosmetic procedures performed with the aid of needles or blades are subject to the tattooing requirements of Chapter 324, RSMo.

This legislation has a delayed effective date of August 28, 2022.

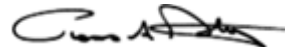
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Commerce and Insurance
Office of Administration - Administrative Hearing Commission
Office of the State Public Defender
Office of the State Courts Administrator
Missouri Office of Prosecution Services



Julie Morff
Director
March 7, 2021



Ross Strobe
Assistant Director
March 7, 2021