

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0310S.04A  
Bill No.: SS for SCS for HCS for HB Nos. 145 & 59 with SA 1 and SA 2  
Subject: Animals; Courts; Judges; Law Enforcement Officers and Agencies; Parks and Recreation; Public Records, Public Meetings; Sunshine Law; Utilities  
Type: Original  
Date: May 9, 2025

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Bill Summary: This proposal modifies provisions relating to the disclosure of certain records.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
General Revenue*	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>

\*Oversight assumes \$0 to (Unknown) costs for LEF claims could exceed \$250,000 annually for all funds combined.

Numbers within parentheses: () indicate costs or losses.

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
Other State**	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
Legal Expense*	\$0	\$0	\$0
Colleges and Universities**	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>

\*Income and payouts assumed to net to zero.

\*\*Oversight assumes \$0 to (Unknown) costs for LEF claims could exceed \$250,000 annually for all funds combined.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
Federal*	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>

\*Oversight assumes \$0 to (Unknown) costs for LEF claims could exceed \$250,000 annually for all funds combined.

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0 FTE</b>	<b>0 FTE</b>	<b>0 FTE</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 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>Local Government*</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>

\*Oversight assumes \$0 to (Unknown) costs for claims could exceed \$250,000 for all funds combined.

## **FISCAL ANALYSIS**

### **ASSUMPTION**

#### **§§476.1300 - 476.1313 – Judicial Privacy Act**

In response to similar legislation from this year, HCS for HB 1457, officials from the **Office of the State Courts Administrator (OSCA)** stated this proposal may have some impact but there is no way to quantify that amount currently. Any significant changes will be reflected in future budget requests.

**Oversight** notes OSCA assumes this proposal may have some impact on their organization although it can't be quantified at this time. As OSCA is unable to provide additional information regarding the potential impact, Oversight assumes the proposed legislation will have a \$0 to (Unknown) cost to the General Revenue Fund. For fiscal note purposes, Oversight also assumes the impact will be under \$250,000 annually. If this assumption is incorrect, this would alter the fiscal impact as presented in this fiscal note. If additional information is received, Oversight will review it to determine if an updated fiscal note should be prepared and seek approval to publish a new fiscal note.

In response to similar legislation from this year, HCS for HB 1457, officials from the **Office of Administration (OA)** stated §§476.1300 to 476.1313 of this bill provides restrictions on the use of a court-related officer's personal information and establishes civil remedies for violation, including costs and attorney fees. These provisions have the potential to increase costs to the Legal Expense Fund (LEF) if a claim were successfully brought against a state employee for violation of this legislation.

**Oversight** notes because this bill creates a possible new cause of action, Oversight will show a net \$0 direct fiscal impact for the LEF and a possible \$0 to (unknown) fiscal impact to General Revenue and other state funds. Oversight notes the possible litigation exposure as described by OA could also apply to colleges and universities, federal funds, as well as local political subdivisions as the LEF does not cover costs for local political subdivisions or colleges and universities in most cases. For fiscal note purposes only, Oversight will range costs from \$0 to (Unknown) for all funds. Oversight will assume the unknown impact could reach the \$250,000 threshold.

In response to similar legislation from this year, HCS for HB 1457, officials from the **Office of Attorney General (AGO)** assumed any potential litigation costs arising from this proposal can be absorbed with existing resources. The AGO may seek additional appropriations if the proposal results in a significant increase in litigation or investigation costs.

**Oversight** does not have any information to the contrary. Therefore, Oversight assumes the AGO will be able to perform any additional duties required by this proposal with current staff and resources and will reflect no fiscal impact to the AGO for fiscal note purposes.

In response to similar legislation from this year, HCS for HB 1457, officials from the **Department of Economic Development, the Department of Labor and Industrial Relations, the Department of Public Safety, Divisions of: Capitol Police, Missouri Veterans Commission, the Missouri Ethics Commission, the Missouri National Guard, the Petroleum Storage Tank Insurance Fund, the Office of the State Treasurer, the Jackson County Election Board, the Kansas City Election Board, the St. Louis City Board of Elections, the Phelps County Sheriff, the St. Louis County Police Department, the Kansas City Public School Retirement System, the Morgan County Public Water Supply District #2, the St. Charles County Public Water Supply District #2, the Office of the Lieutenant Governor, the Joint Committee on Education, the City of Osceola, the Osceola Water/Wastewater District and the Mid-Continent Public Library and the Missouri Office of Prosecution Services** each assumed 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.

§610.021 – Sunshine Law

In response to a previous version, officials from the **Office of Attorney General (AGO)** assumed any potential litigation costs arising from this proposal can be absorbed with existing resources. The AGO may seek additional appropriations if the proposal results in a significant increase in litigation or investigation costs.

**Oversight** does not have any information to the contrary. Therefore, Oversight assumes the AGO will be able to perform any additional duties required by this proposal with current staff and resources and will reflect no fiscal impact to the AGO for fiscal note purposes.

In response to similar legislation from 2024, Perfected HCS for HB 1720, officials from the **Missouri Higher Education Loan Authority** assumed the proposal will have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note.

In response to a previous version, officials from the **Office of Administration - Administrative Hearing Commission, the Office of Administration - Budget and Planning, the Department of Health and Senior Services, the Department of Mental Health, the Department of Natural Resources, the Department of Revenue, the Department of Public Safety (Fire Safety, Missouri Gaming Commission,)), the Missouri Department of Conservation, the Office of the State Public Defender, O'Fallon, the Platte County Board of Elections, the St. Louis County Board of Elections, the Newton County Health Department, the Clay County Auditor's Office, the Kansas City Police Department, the St. Louis County Police Department, the County Employees Retirement Fund, the Kansas City Civilian Police Employees' Retirement, the Kansas City Police Retirement System, the Public Education Employees' Retirement System, the Sheriff's Retirement System, the South River Drainage District, the Wayne County PWSD #2, the University of Central Missouri, the Office of the**

**State Auditor, the Joint Committee on Public Employee Retirement, the the the Missouri Lottery Commission, the Missouri Consolidated Health Care Plan, and the Missouri State Employee's Retirement System** each assumed 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.

#### Rule Promulgation

Officials from the **Joint Committee on Administrative Rules** assume this proposal is not anticipated to cause a fiscal impact beyond its current appropriation.

In response to a previous version, officials from the **Office of the Secretary of State (SOS)** noted many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$5,000. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what the office can sustain with its core budget. Therefore, the SOS reserves the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

#### Senate Amendment #1 - §610.026 – Fees on Public Records Request

**Oversight** assumes this amendment establishes procedures for withdrawing a request for public records within a certain amount of time if the requester fails to remit fees that are due. Oversight assumes this amendment would have no fiscal impact on this proposal.

#### Senate Amendment #2 - §476.1300 – Judicial Privacy Act

**Oversight** assumes this amendment adds additional language of persons to be included under the Judicial Privacy Act. Oversight assumes this amendment would have no fiscal impact on this proposal.

#### Responses regarding the proposed legislation as a whole, as amended

Officials from the **Department of Commerce and Insurance, Department of Elementary and Secondary Education, the Department of Higher Education and Workforce Development, the Department of Corrections, the Department of Public Safety - (Office of the Director, Division of Alcohol and Tobacco Control, Missouri Highway Patrol, State Emergency Management Agency), Office of the Governor, the Missouri Department of Agriculture, the Department of Social Services, Missouri Department of Transportation, MoDOT & Patrol Employees' Retirement System, the University of Missouri System, Kansas City, the**

**Branson Police Department, the Metro St. Louis Sewer District Employees Pension Plan, the Metropolitan St. Louis Sewer District, State Tax Commission, Rolling Hills Consolidated Library, the Missouri House of Representatives, Legislative Research, Missouri Senate, and the Oversight Division** 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.

**Oversight** only reflects the responses received from state agencies and political subdivisions; however, other cities, counties, local election authorities, county health departments, county recorders, nursing homes, county assessors, county auditors, county circuit clerks, county collectors, county prosecutors, county treasurers, county public administrators, local law enforcement agencies, fire protection districts, ambulance districts, retirement agencies, schools, utility districts, hospitals, colleges, electric companies and coops, solid waste management districts and public libraries were requested to respond to this proposed legislation but did not. A listing of political subdivisions included in the Missouri Legislative Information System (MOLIS) database is available upon request.

<u>FISCAL IMPACT – State Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
<b>GENERAL REVENUE FUND</b>			
<u>Costs</u> – OSCA (§§476.1300 - 476.1313) – potential increase in costs p. 3	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
<u>Costs</u> – State agencies (§§476.1300 - 476.1313) – potential contributions to Legal Expense Fund for violations and payment of claims p. 3	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
<b>ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>
<b>OTHER STATE FUNDS</b>			
<u>Costs</u> (§§476.1300 - 476.1313) – potential contributions to Legal Expense Fund for violations and payment of claims p. 3	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>

<u>FISCAL IMPACT – State Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
<b>LEGAL EXPENSE FUND</b>			
<u>Income</u> – (§§476.1300 - 476.1313) - payments to cover potential costs of payouts for violations and payment of claims p. 3	<u>\$0 to Unknown</u>	<u>\$0 to Unknown</u>	<u>\$0 to Unknown</u>
<u>Costs</u> (§§476.1300 - 476.1313) – payouts for violations and payment of claims p. 3	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>
<b>ESTIMATED NET EFFECT ON THE LEGAL EXPENSE FUND</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>
<b>COLLEGES AND UNIVERSITIES</b>			
<u>Costs</u> – (§§476.1300 - 476.1313) – increase in potential judgements for violations and payments of claims p. 3	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>
<b>ESTIMATED NET EFFECT ON COLLEGES AND UNIVERSITIES</b>	<b><u>\$0 to (Unknown)</u></b>	<b><u>\$0 to (Unknown)</u></b>	<b><u>\$0 to (Unknown)</u></b>
<b>FEDERAL FUNDS</b>			
<u>Costs</u> – (§§476.1300 - 476.1313) – increase in potential judgements for violations and payments of claims p. 3	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>
<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>	<b><u>\$0 to (Unknown)</u></b>	<b><u>\$0 to (Unknown)</u></b>	<b><u>\$0 to (Unknown)</u></b>

<u>FISCAL IMPACT – Local Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
<b>LOCAL POLITICAL SUBDIVISIONS</b>			
<u>Costs</u> – (§§476.1300 - 476.1313) – increase in potential judgements for violations and payments of claims p. 3	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
<b>ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>

FISCAL IMPACT – Small Business

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

FISCAL DESCRIPTION

This act modifies provisions relating to the disclosure of certain records.

JUDICIAL PRIVACY ACT (SECTIONS 476.1300 TO 476.1313)

This act modifies the Judicial Privacy Act by providing for the regulation of the use of personal information of certain court-related officers, including circuit clerks, court administrators, deputy circuit clerks, division clerks, municipal clerks, juvenile officers, and chief deputy juvenile officers.

The act provides that the Judicial Privacy Act shall not apply to personal information present in records of court proceedings on the statewide court automation system (Missouri Case.net). Additionally, under this act, no person, business, or association shall publicly post or display on the internet a judicial officer's personal information if such person, business, or association has received a written request, rather than if the judicial officer has provided written consent or made a written request.

SUNSHINE LAW (610.021)

This act authorizes additional bases to close public meetings and records under the Sunshine Law. Currently, certain individually identifiable customer records of a municipally owned utility may be closed. This act adds customers of a utility operated by a political subdivision created in St. Louis City or St. Louis County. Any portion of a record that contains individually identifiable information of a minor under eighteen years of age held by a city, town, village, or park board may be closed, provided that such record shall be made available to Division of Labor Standards for purposes of enforcing child labor laws. Customer information for visitors to a Missouri state park, a county or municipal park, or state historic site regarding a lodging reservation, except for the municipality and zip code of the visitor, may be closed unless requested by the visitor.



Finally, records to protect the specific location of an endangered plant or animal species may be closed when the known location may cause the species to be at an increased risk of peril.

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

Attorney General's Office

Office of Administration

Administrative Hearing Commission

Budget and Planning

Office of the Commissioner

Department of Commerce and Insurance

Department of Economic Development

Department of Elementary and Secondary Education

Department of Higher Education and Workforce Development

Department of Health and Senior Services

Department of Mental Health

Department of Natural Resources

Department of Corrections

Department of Labor and Industrial Relations

Department of Revenue

Department of Public Safety –

Alcohol and Tobacco Control

Capitol Police

Fire Safety

Director's Office

Missouri Gaming Commission

Missouri State Highway Patrol

Missouri Veterans Commission

State Emergency Management Agency

Department of Social Services

Office of the Governor

Missouri National Guard

Missouri Department of Agriculture

Missouri Department of Conservation

Missouri Ethics Commission

Missouri Department of Transportation

MoDOT & Patrol Employees' Retirement System

Petroleum Storage Tank Insurance Fund

Office of the Secretary of State

Office of the State Treasurer

Office of the State Public Defender

University of Missouri System  
City of Kansas City  
City of Osceola  
Jackson County Election Board  
Kansas City Election Board  
Platte County Board of Elections  
St. Louis City Board of Elections  
St. Louis County Board of Elections  
Newton County Health Department  
Clay County Auditor  
Phelps County Sheriff  
Branson Police Department  
Kansas City Police Department  
St. Louis County Police Department  
County Employees Retirement Fund  
Kansas City Civilian Police Employees' Retirement  
Kansas City Police Retirement System  
Kansas City Public School Retirement System  
Public Education Employees' Retirement System  
Sheriff's Retirement System  
Metropolitan St. Louis Sewer District  
Morgan County Public Water Supply District #2  
Osceola Water/Wastewater District  
South River Drainage District  
St. Charles County Public Water Supply District #2  
Wayne County Public Water Supply District #2  
University of Central Missouri  
Office of the Lieutenant Governor  
Office of the State Auditor  
Missouri House of Representatives  
Joint Committee on Administrative Rules  
Joint Committee on Education  
Joint Committee on Public Employee Retirement  
Legislative Research  
Oversight Division  
Missouri Senate  
Missouri Lottery Commission  
Missouri Consolidated Health Care Plan  
Missouri State Employee's Retirement System  
Missouri Office of Prosecution Services  
Office of the State Courts Administrator  
State Tax Commission  
Mid-Continent Public Library  
City of O'Fallon

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Bill No. SS for SCS for HCS for HB Nos. 145 & 59 with SA 1 and SA 2

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Missouri Higher Education Loan Authority



Julie Morff

Director

May 9, 2025



Jessica Harris

Assistant Director

May 9, 2025