

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0317H.03C
Bill No.: HCS for HB 144
Subject: Easements and Conveyances; Uniform Laws; Property, Real and Personal;
Telecommunications; Utilities; Excavation
Type: Original
Date: May 5, 2025

Bill Summary: This proposal establishes the "Uniform Easement Relocation Act".

FISCAL SUMMARY

| ESTIMATED NET EFFECT ON GENERAL REVENUE FUND | | | |
|--|----------------|----------------|----------------|
| FUND AFFECTED | FY 2026 | FY 2027 | FY 2028 |
| | | | |
| | | | |
| Total Estimated Net Effect on General Revenue | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON OTHER STATE FUNDS | | | |
|---|----------------|----------------|----------------|
| FUND AFFECTED | FY 2026 | FY 2027 | FY 2028 |
| | | | |
| | | | |
| Total Estimated Net Effect on <u>Other</u> State Funds | \$0 | \$0 | \$0 |

Numbers within parentheses: () indicate costs or losses.

| ESTIMATED NET EFFECT ON FEDERAL FUNDS | | | |
|---|----------------|----------------|----------------|
| FUND AFFECTED | FY 2026 | FY 2027 | FY 2028 |
| | | | |
| | | | |
| Total Estimated Net Effect on <u>All</u> Federal Funds | \$0 | \$0 | \$0 |

| ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE) | | | |
|---|----------------|----------------|----------------|
| FUND AFFECTED | FY 2026 | FY 2027 | FY 2028 |
| | | | |
| | | | |
| 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 2026 | FY 2027 | FY 2028 |
| | | | |
| | | | |
| Local Government | \$0 to Unknown | \$0 to Unknown | \$0 to Unknown |

FISCAL ANALYSIS

ASSUMPTION

§319.065 – Underground Telecommunications Facilities, with Penalty Provisions

In response to similar legislation from this year, HB 1135, officials from the **Morgan County PWSD #2**, the **St. Charles County PWSD #2** and the **Tipton Water/Wastewater** 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.

Oversight notes that violations of section §319.065 could result in fines or penalties. Oversight also notes per Article IX Section 7 of the Missouri Constitution fines and penalties collected by counties are distributed to school districts. Fine varies widely from year to year and are distributed to the school district where the violation occurred. Oversight will reflect a positive fiscal impact of \$0 to Unknown to local school districts. For simplicity, Oversight will not reflect the possibility that fine revenue paid to school districts may act as a subtraction in the foundation formula.

§442.671 - Uniform Easement Relocation Act

In response to a previous version, officials from the **Office of the State Courts Administrator** and the **St. Charles County PWSD #2** 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.

Officials from **Morgan County PWSD #2**, the **City of Osceola** and **Osceola Water/Wastewater** each responded to **Oversight's** request for fiscal impact but did not provide fiscal impact statements for this proposal.

Responses regarding the proposed legislation as a whole

Officials from the **Department of Commerce and Insurance**, the **Department of Natural Resources**, the **Missouri Department of Agriculture**, the **Missouri Department of Conservation**, the **Missouri Department of Transportation**, the **Office of Administration**, the **Office of the Secretary of State**, **Kansas City**, the **Metropolitan St. Louis Sewer District**, the **South River Drainage District**, the **Wayne County PWSD #2**, the **Joint Committee on Administrative Rules** and the **State Tax Commission** 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, utility districts and electric companies and coops 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 |
|---|---------------------|------------|------------|
| | | | |
| | <u>\$0</u> | <u>\$0</u> | <u>\$0</u> |
| | | | |

| <u>FISCAL IMPACT – Local Government</u> | FY 2026 (10 Mo.) | FY 2027 | FY 2028 |
|--|------------------------------|------------------------------|------------------------------|
| SCHOOL DISTRICT FUNDS | | | |
| | | | |
| <u>Potential Gain in Revenue - \$319.065 – from fines and penalties collected by cities/counties for abandoned lines</u> | <u>\$0 to Unknown</u> | <u>\$0 to Unknown</u> | <u>\$0 to Unknown</u> |
| | | | |
| ESTIMATED NET EFFECT ON SCHOOL DISTRICT FUNDS | <u>\$0 to Unknown</u> | <u>\$0 to Unknown</u> | <u>\$0 to Unknown</u> |
| | | | |

FISCAL IMPACT – Small Business

If a small business owns property on a servient estate and an easement is required, the small business could be impacted from this proposal. Small businesses who operate telecommunication and cable television lines that are left abandoned could be impacted by this proposal.

FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

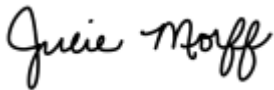
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the State Courts Administrator
 Department of Commerce and Insurance
 Department of Natural Resources
 Missouri Department of Agriculture
 Missouri Department of Conservation
 Missouri Department of Transportation
 Office of Administration

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Office of the Secretary of State
Kansas City
Osceola
Metropolitan St. Louis Sewer District
South River Drainage District
St. Charles County PWSD #2
Wayne County PWSD #2
Morgan County PWSD #2
State Tax Commission
Tipton Water/Wastewater
Joint Committee on Administrative Rules
Osceola Water/Wastewater



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May 5, 2025



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