

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3108H.01I  
Bill No.: HB 1466  
Subject: Fire Protection; Environmental Protection; Liability  
Type: Original  
Date: April 29, 2025

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Bill Summary: This proposal creates new provisions regarding the discharge of foam fire suppressants.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
General Revenue*	(\$388,321)	(\$404,330)	(\$409,549)
<b>Total Estimated Net Effect on General Revenue</b>	<b>(\$388,321)</b>	<b>(\$404,330)</b>	<b>(\$409,549)</b>

\***Oversight** notes the estimated cost includes 3 FTE and the PFAS sampling costs that will be required by the Department of Natural Resources.

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
<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 2026</b>	<b>FY 2027</b>	<b>FY 2028</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 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
General Revenue Fund (DNR)	3 FTE	3 FTE	3 FTE
<b>Total Estimated Net Effect on FTE</b>	<b>3 FTE</b>	<b>3 FTE</b>	<b>3 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</b>	<b>\$0</b>	<b>\$0</b>

## **FISCAL ANALYSIS**

### **ASSUMPTION**

#### **Section 644.800 - Foam Fire Suppressants**

Officials from the **Department of Natural Resources (DNR)** assume the proposed legislation would potentially require new rules to protect water from impacts associated with Perfluoroalkyl and Polyfluoroalkyl substances (PFAS) containing firefighting or fire suppressing foam. These materials are used at airports, chemical manufacturers, and chemical storage facilities, which are typically larger, but could potentially impact some small businesses. PFAS remediation, replacement, monitoring, and treatment can be costly for small businesses.

#### **Section 644.800.2**

DNR states that 3 FTE (Environmental Program Assistant/Analyst) will be needed due to the increase in workload for department team members: one inspector, one water sampler for the additional sampling and new areas of authority written in the proposed legislation, and one permit writer for processing permit applications, answering questions, and reviewing data. New rules would need to be developed through the stakeholder process to establish requirements and limitations to protect the environment and ensure safe and clean water.

PFAS sampling costs for the department are approximately \$480 each with an estimated 200 samples needed per year for a total cost of \$96,000.

Overall Impact: \$0 to \$377,927  
Sampling costs \$96,000  
3 FTE - \$173,304 (does not include fringe)

**Oversight** does not have any information to the contrary. Therefore, Oversight will show the fiscal impact as estimated by the DNR to General Revenue

Officials from the **Office of Attorney General (AGO)** assume 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.

Officials from the **Department of Public Safety - Fire Safety**, the **Department of Public Safety - Office of the Director**, the **Missouri Department of Agriculture**, the **Missouri Department of Conservation**, and the **Missouri Department of Transportation** 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 fire protection districts 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.

#### 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.

Officials from the **Office of the Secretary of State (SOS)** note 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.

<u>FISCAL IMPACT – State Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
<b>GENERAL REVENUE FUND (0101)</b>			
<u>Cost – DNR - §644.800.2 p. 3</u>			
Personal Service	(\$144,420)	(\$176,770)	(\$180,305)
Fringe Benefits	(\$97,364)	(\$118,225)	(\$119,642)
Equipment and Expense	(\$50,537)	(\$13,335)	(\$13,602)
Total Cost – DNR	(\$292,321)	(\$308,330)	(\$313,549)
FTE Change – DNR	3 FTE	3 FTE	3 FTE
<u>Cost – DNR §644.800.2 p. 3</u>			
PFAS sampling costs	(\$96,000)	(\$96,000)	(\$96,000)
<b>ESTIMATED NET EFFECT TO GENERAL REVENUE FUND</b>	<b><u>(\$388,321)</u></b>	<b><u>(\$404,330)</u></b>	<b><u>(\$409,549)</u></b>
Estimated Net FTE Change to the General Revenue Fund	3 FTE	3 FTE	3 FTE

<u>FISCAL IMPACT – Local Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

### FISCAL IMPACT – Small Business

There could be fiscal impact to small businesses due to PFAS remediation, replacement, monitoring, and treatment could be expected as a result of this proposal.

### FISCAL DESCRIPTION

This bill requires the Department of Natural Resources to establish rules regulating the manufacture, use, storage, and remediation of firefighting or fire-suppressing foam containing added Perfluoroalkyl and Polyfluoroalkyl substances (PFAS). The rules and regulations must be designed to protect the environment and ensure safe and clean soil, water, and air for the State.

A person that discharges firefighting or fire-suppressing foam containing PFAS into or upon any waters of the State or any public or private water supply or onto land adjacent to, on, or over

these waters must report the discharge to the Department as soon as practicable, but no later than 24 hours after the discharge occurs.

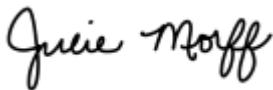
Beginning January 1, 2027, a person cannot manufacture, sell, offer for sale, distribute for sale, or distribute for use in this State a firefighting or fire-suppressing foam containing PFAS, except certain circumstances specified in the bill. A person that manufactures for sale or distribution in this State a firefighting or fire-suppressing foam must, upon request, provide the Department with a certificate of compliance certifying the foam does not contain PFAS or is excepted from the prohibition.

Before January 1, 2027, a person that manufactures firefighting or fire-suppressing foam containing PFAS that are sold, offered for sale, or distributed in this State before January 1, 2027, must provide written notification of the prohibition to any person in the State that received such foam from the manufacturer and issue a recall and reimbursement from the manufacturer of all such foam.

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  
Department of Natural Resources  
Department of Public Safety  
    Fire Safety  
    Office of the Director  
Missouri Department of Agriculture  
Missouri Department of Conservation  
Missouri Department of Transportation  
Office of the Secretary of State  
Joint Committee on Administrative Rules



Julie Morff  
Director  
April 29, 2025



Jessica Harris  
Assistant Director  
April 29, 2025