

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3930H.01I
 Bill No.: HB 1711
 Subject: Civil Procedure; Courts; Uniform Laws
 Type: Original
 Date: March 3, 2026

Bill Summary: This Proposal Establishes the "Uniform Interstate Depositions and Discovery Act".

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND

FUND AFFECTED	FY 2027	FY 2028	FY 2029
General Revenue*	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
Total Estimated Net Effect on General Revenue	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)

*OSCA potential increase in costs assumed to be less than \$250,000 annually.

*Oversight assumes if DOC experiences an impact related to foreign subpoenas it could exceed \$250,000.

ESTIMATED NET EFFECT ON OTHER STATE FUNDS

FUND AFFECTED	FY 2027	FY 2028	FY 2029
State Highways and Transportation Department	(\$230,291)	(\$273,307)	(\$278,774)
Total Estimated Net Effect on Other State Funds	(\$230,291)	(\$273,307)	(\$278,774)

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS

FUND AFFECTED	FY 2027	FY 2028	FY 2029
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)

FUND AFFECTED	FY 2027	FY 2028	FY 2029
State Highways and Transportation Department	1 FTE	1 FTE	1 FTE
Total Estimated Net Effect on FTE	1 FTE	1 FTE	1 FTE

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 2027	FY 2028	FY 2029
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Missouri Office of Prosecution Services** did not respond to **Oversight's** request for a statement of fiscal impact.

§§510.500, 510.503, 510.506, 510.509, 510.512, 510.515, 510.518, and 510.521 – Uniform Interstate Depositions and Discovery Act

Officials from the **Department of Public Safety-Missouri Highway Patrol (MHP)** state this proposal authorizes an alternative dispute resolution program, similar to federal court, and creates a Uniform Depositions and Discovery Act in §§510.500 to 510.521. With this proposed legislation the MHP anticipates an increased workload related to foreign subpoenas and/or discovery requests. There may also be increased litigation costs associated with non-party subpoena and discovery responses. These increased costs would likely cause a direct impact on the Patrol because the Missouri Attorney General's Office does not normally represent the Patrol in such cases. Many of these non-party legal matters would likely involve some of the over 30,000 motor vehicle crashes the Patrol investigates each year. As a result of the expected workload increase, the Patrol forecasts the need to add one Legal Counsel FTE.

The MHP estimates one FTE Legal Counsel plus equipment and expense would be a cost to the State Highways and Transportation Department Fund (0644) of up to \$232,291 for FY 2027; \$273,308 for FY 2028 and \$278,774 for FY 2029.

Oversight has no information to the contrary. Therefore, Oversight will present the fiscal impact of this proposal as the amount provided by the MHP.

Officials from the **Department of Corrections (DOC)** state this legislation provides a mechanism by which a foreign subpoena could be issued, served, and enforced on a person or entity in Missouri.

It is unknown if and when any of the DOC's offenders or staff would be subpoenaed. Therefore, the department is unable to project a fiscal cost and assumes a (\$0 – Unknown) fiscal impact. It is further assumed the unknown fiscal impact could exceed the \$250,000 threshold.

Oversight has no information to the contrary. Therefore, Oversight will range the fiscal impact of this proposal as provided by the DOC as \$0 or Unknown cost to General Revenue. Oversight assumes if DOC experiences an impact, that the impact to General Revenue could exceed \$250,000 annually.

Officials from the **Office of the State Courts Administrator (OSCA)** state this proposal may have some fiscal 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 or (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.

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 **Office of Administration - Administrative Hearing Commission and Budget and Planning, 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 Revenue, Department of Public Safety, Divisions of: Alcohol & Tobacco Control, Capital Police, Director's Office, Fire Safety, Missouri Gaming Commission, Missouri Veterans Commission and State Emergency Management Agency, Department of Social Services, Office of the Governor, Missouri Department of Agriculture, Missouri Department of Conservation, Missouri Ethics Commission, Missouri Department of Transportation, Missouri National Guard, Office of Administration, Office of the State Public Defender, Office of the State Treasurer, City of Kansas City, Platte County Board of Elections, St. Louis City Board of Elections, St. Louis County Board of Elections, Newton County Health Department, Phelps County Sheriff, Kansas City Police Department, St. Louis County Police Department, County Employees' Retirement Fund, Kansas City Civilian Police Employees' Retirement, Kansas City Police Retirement System, Metro St. Louis Sewer District Employees Pension Plan, Public Education Employees' Retirement System, Sheriff's Retirement System, Metropolitan St. Louis Sewer District, South River Drainage District, Wayne County Public Water Supply District #2, Northwest Missouri State University, University of Central Missouri, Office of the Lieutenant Governor, Office of the State Auditor, Missouri House of Representatives, Joint Committee on Administrative Rules, Legislative Research, Missouri Senate, Missouri Lottery Commission, Missouri Consolidated Health Care Plan, Missouri State Employee's Retirement System 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.

Officials from the **University of Missouri System** assume the proposal would have no significant 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 for this agency.

In response to similar legislation, SB 1386 (2026), officials from the **Little Blue Valley Sewer District** assumed the proposal would 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 for this agency.

Oversight only reflects the responses that we have received from state agencies and political subdivisions; however, other cities, local election authorities, county commissioners, local public health agencies, nursing homes, county assessors, county auditors, county circuit clerks, county collectors, county prosecutors, county treasurers, county public administrators, county clerks, sheriffs and police departments, fire protection districts, ambulance & EMS, retirement, schools and charter schools, utilities, hospitals, colleges and community colleges and electric companies and coops were requested to respond to this proposed legislation but did not. Upon the receipt of additional responses, Oversight will review to determine if an updated fiscal note should be prepared and seek the necessary approval to publish a new fiscal note. A general listing of political subdivisions included in our database is available upon request.

<u>FISCAL IMPACT – State Government</u>	FY 2027 (10 Mo.)	FY 2028	FY 2029
GENERAL REVENUE			
<u>Cost – DOC (§§510.500 to 510.521)</u> Increase in deposition and discovery costs p.3	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
<u>Cost – OSCA (§§510.500 to 510.521)</u> Increase in court costs p.3-4	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
ESTIMATED NET EFFECT ON GENERAL REVENUE	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)

<u>FISCAL IMPACT – State Government</u>	FY 2027 (10 Mo.)	FY 2028	FY 2029
STATE HIGHWAYS AND TRANSPORTATION DEPARTMENT FUND (1644)			
<u>Cost – DPS/MHP (§§510.500 to 510.521) p.3</u>			
Personal service	(\$119,260)	(\$145,974)	(\$148,894)
Fringe benefits	(\$104,031)	(\$127,333)	(\$129,880)
Equipment and expense	<u>(\$7,000)</u>	<u>\$0</u>	<u>\$0</u>
<u>Total Costs – DPS/MHP</u>	<u>(\$230,291)</u>	<u>(\$273,307)</u>	<u>(\$278,774)</u>
FTE Change – DPS/MHP	1 FTE	1 FTE	1 FTE
ESTIMATED NET EFFECT ON THE STATE HIGHWAYS AND TRANSPORTATION DEPARTMENT FUND	<u>(\$230,291)</u>	<u>(\$273,307)</u>	<u>(\$278,774)</u>
Estimated Net FTE Change on the State Highways and Transportation Department Fund	1 FTE	1 FTE	1 FTE

<u>FISCAL IMPACT – Local Government</u>	FY 2027 (10 Mo.)	FY 2028	FY 2029
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT – Small Business

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

FISCAL DESCRIPTION

This bill establishes the "Uniform Interstate Depositions and Discovery Act". The bill specifies the procedures and processes for the submission of a foreign subpoena that originates in a state other than Missouri, and the processes by which Missouri county clerks must administer foreign subpoenas.

These provisions apply to requests for discovery in cases pending August 28, 2026.

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
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 & Tobacco Control
 Capital Police
 Director's Office
 Fire Safety
 Missouri Gaming Commission
 Missouri Highway Patrol
 Missouri Veterans Commission
 State Emergency Management Agency
Department of Social Services
Office of the Governor
Missouri Department of Agriculture
Missouri Department of Conservation
Missouri Ethics Commission
Missouri Department of Transportation
Missouri National Guard
Office of Administration
Office of the State Courts Administrator
Office of the Secretary of State
Office of the State Public Defender
Office of the State Treasurer
University of Missouri
City of Kansas City
Platte County Board of Elections
St. Louis City Board of Elections

St. Louis County Board of Elections
Newton County Health Department
Phelps County Sheriff
Kansas City Police Department
St. Louis County Police Department
County Employees Retirement Fund
Kansas City Civilian Police Employees' Retirement
Kansas City Police Retirement System
Little Blue Valley Sewer District
Metro St. Louis Sewer District Employees Pension Plan
South River Drainage District
Public Education Employees' Retirement System
Sheriff's Retirement System
Metropolitan St. Louis Sewer District
Wayne County Public Water Supply District #2
Northwest Missouri State University
University of Central Missouri
Office of the Lieutenant Governor
Office of the State Auditor
Missouri House of Representatives
Joint Committee on Administrative Rules
Legislative Research
Missouri Senate
Missouri Lottery Commission
Missouri Consolidated Health Care Plan
Missouri State Employee's Retirement System
State Tax Commission



Julie Morff
Director
March 3, 2026



Jessica Harris
Assistant Director
March 3, 2026