

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 6246H.011
Bill No.: HB 2667
Subject: Civil Procedure; Immigration; Motor Vehicles; Crimes and Punishment; Liability;
Business and Commerce
Type: Original
Date: April 7, 2026

Bill Summary: This proposal establishes the "Eliminate Criminal Profiteering 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)

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

ESTIMATED NET EFFECT ON OTHER STATE FUNDS

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

FISCAL ANALYSIS

ASSUMPTION

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

§537.1660 – Eliminate Criminal Profiteering Act

Officials from the **Office of the State Courts Administrator (OSCA)** state 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 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 **Department of Commerce and Insurance, Department of Corrections, Department of Labor and Industrial Relations, Department of Revenue, Department of Public Safety – Director's Office and Missouri Highway Patrol, Office of Administration, Office of the State Public Defender, City of Kansas City, Phelps County Sheriff, Kansas City Police Department** and **St. Louis County Police Department** 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 that we have received from state agencies and political subdivisions; however, other cities, various county officials, local law enforcement, schools and charter schools 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 – OSCA (\$537.1660) Potential increase in court costs p.3</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>
ESTIMATED NET EFFECT ON GENERAL REVENUE	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>	\$0 or <u>(Unknown)</u>

<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

This proposal may impact small businesses.

FISCAL DESCRIPTION

This bill establishes the "Eliminate Criminal Profiteering Act". Under the Act, a person who was participating or engaging in wrongful conduct, defined in the bill, is prohibited from bringing an action for negligence or otherwise collecting damages for negligent conduct relating to any act, occurrence, or other event resulting from or relating to the wrongful conduct. A person who was an unauthorized alien at the time of an automobile accident cannot recover general damages and past or future wages in an action for negligence arising from the automobile accident. A plaintiff in such an action must provide, with the initial disclosure statement or as soon as possible thereafter, documents showing that the plaintiff was a citizen or lawful permanent resident of the United States or was not an unauthorized alien. This provision does not apply to a claim made against an uninsured or underinsured motorist policy that names the unauthorized alien as an insured.

The bill provides that, for purposes of an action for negligent security, an owner or occupier, or a security contractor engaged by the owner or occupier, owes no duty to protect an invitee or licensee from any type of wrongful conduct of a third person unless the owner or occupier or security contractor has actual knowledge of prior occurrences of substantially similar wrongful conduct upon the premises within the preceding year or the wrongful conduct of the invitee or licensee or a third person if the invitee or licensee comes upon the premises for the purpose or in the course of engaging in wrongful conduct or the invitee or licensee engages in any wrongful conduct while on the premises. There will be a presumption that the owner or occupier or

security contract took reasonable care under the circumstances if the owner or occupier or security contractor took certain steps specified in the bill. A trespasser is prohibited from filing a claim for negligent security. If the trier of fact in an action for negligent security finds that a defendant is liable to the plaintiff, the trier of fact must make an apportionment of fault according to the provisions of the bill.

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
Department of Corrections
Department of Labor and Industrial Relations
Department of Revenue
Department of Public Safety
 Director's Office
 Missouri Highway Patrol
Office of Administration
Office of the State Courts Administrator
Office of the State Public Defender
City of Kansas City
Phelps County Sheriff
Kansas City Police Department
St. Louis County Police Department



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April 7, 2026



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April 7, 2026