

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

LR No.: 0432-03  
Bill No.: Perfected SCS for SB 199  
Subject: Counties: Classifications, Storm Water Control, County Counselor  
Type: Original  
Date: April 16, 2003

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2004</b>	<b>FY 2005</b>	<b>FY 2006</b>
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2004</b>	<b>FY 2005</b>	<b>FY 2006</b>
<b>Total Estimated Net Effect on Other State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.  
This fiscal note contains 6 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2004</b>	<b>FY 2005</b>	<b>FY 2006</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 LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2004</b>	<b>FY 2005</b>	<b>FY 2006</b>
<b>Local Government</b>	<b>\$0 to Unknown</b>	<b>\$0 to Unknown</b>	<b>\$0 to Unknown</b>

### **FISCAL ANALYSIS**

#### **ASSUMPTION**

#### **Sections 48.020 and 48.030: County Classifications**

Officials of the **State Tax Commission** assume any county that would change classification would be required to maintain the necessary assessed valuation for five successive years; therefore, it is unknown if any of these counties would be affected by this proposal

**Oversight** assumes this proposal is procedural in nature and should have no fiscal impact other than by raising the required assessed valuation might postpone a county from changing classification, thereby, postponing an increase in the expenditure of money on salaries, new offices, etc.. For purposes of this fiscal note, Oversight assumes this proposal could save certain counties money from postponing a classification change until a larger assessed valuation has been reached. Fiscal impact to certain counties will be shown as \$0 to unknown savings.

ASSUMPTION (continued)

**Section 49.272: Boone County Counselor**

Officials of the **Office of State Court Administrator** assume no fiscal impact to the Courts.

**Oversight** assumes this section is permissive. **Boone County's governing body would have to elect to impose civil fines that could not exceed \$1,000 by ordinance. This section does not require Boone County officials to impose a fine, or to appoint a County Counselor. If the County would impose a fine, and appoint a Counselor, the fines collected would be paid into the County's General Revenue Fund and could only be used to pay for the cost of enforcement of such misdemeanors.**

**Section 64.907 Environmental Protection- Storm Water:**

Officials of the **Department of Natural Resources (DNR)** assume this proposal allows counties affected by Phase II storm water to adopt rules, regulations or ordinances and hold an election to allow them to collect a utility tax to be used to administer the rules, regulations or ordinances.

This proposal does not change DNR's authority and therefore, DNR would not anticipate any direct fiscal impact from this legislation.

Officials from the **Counties of Boone and Callaway**, and the **City of Columbia** did not respond to our fiscal note request.

**Oversight** assumes this proposal is permissive and would require voter approval before any positive fiscal impact would be realized. **Oversight** presented the fiscal impact in a range of no voters passing such measure to an unknown number of local districts in the state passing the measure. **Oversight** assumes the Local Utility Tax, at the earliest, would be passed by voters in October, 2003, and therefore, would become effective April 1, 2004. With a month of lag time, only 2 months of revenue would be realized in FY04. **Oversight** also assumes the **Department of Revenue** would not have an administrative impact as a result of this legislation. For purposes of this fiscal note, fiscal impact will be shown as \$0. **Oversight** assumes costs would not exceed income in any fiscal year.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006

## CERTAIN COUNTIES

**Savings** to Certain Counties  
 from raise in classification assessed  
 valuation requirements. (Section 48.020,  
 and 48.030) \$0 to Unknown \$0 to Unknown \$0 to Unknown

## CITY/COUNTY STORM WATER FUND (Section 64.907)

**Income** to Certain Cities/Counties  
 from utility tax (Section 64.907) Unknown Unknown Unknown

**Cost** to Certain Cities/Counties  
 Storm Water Control Projects (Unknown) (Unknown) (Unknown)

**Estimated Net Effect to Certain  
 City/County Storm Water Fund \*** \$0 \$0 \$0

## BOONE COUNTY GENERAL REVENUE FUND (Section 49.272)

**Income** to Boone County  
 from civil fines not to exceed \$1,000 Unknown Unknown Unknown

**Cost** to Boone County  
 Cost of enforcement of county rules,  
 regulations and ordinances. (Unknown) (Unknown) (Unknown)

**Estimated Net Effect to Boone County  
General Revenue Fund \***

**\$0**

**\$0**

**\$0**

**\*Oversight assumes that costs would not exceed the total amount of revenue in a given year.**

**FISCAL IMPACT - Small Business**

Small businesses located within a city or county that would receive voter approval to levy a utility tax to fund storm water projects would be expected to pay the tax.

**DESCRIPTION**

This act modifies the classification of counties. The assessed valuation necessary to qualify as a first class county is increased from the current \$450 million to \$600 million.

The act modifies Section 48.030, RSMo, to allow any county that has the requisite assessed valuation to become a first class county to choose to do so upon an affirmative vote of the counties governing body, even though the county has not had such valuation for five successive years as required under current law.

Section 49.272 of this act authorizes the Boone County Counselor to prosecute certain misdemeanors in order to seek a civil fine of not more than \$1,000 per violation. Fines collected pursuant to this act shall be paid into the county general fund to be used to pay for the cost of enforcement of such misdemeanors.

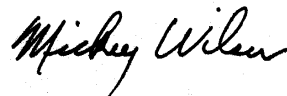
Sections 64.907 of this bill authorizes counties to adopt ordinances that are necessary to comply with federal storm water regulations. Counties may also establish storm water control utilities with authority to impose user fees for administration and, if approved by voters, utility taxes to fund public storm water control projects.

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

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SOURCES OF INFORMATION

Missouri State Tax Commission  
Office of State Court Administrator  
Department of Natural Resources

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA  
Director  
April 16, 2003

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