

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1331-01
Bill No.: SB 454
Subject: Crimes and Punishment; Health Department; Housing; Waste-Hazardous
Type: Original
Date: March 17, 2003

FISCAL SUMMARY

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

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Missouri Public Health Services Fund	\$3,333	\$3,333	\$3,333
Total Estimated Net Effect on Other State Funds	\$3,333	\$3,333	\$3,333

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2004	FY 2005	FY 2006
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator**, the **Office of Prosecution Services**, the **State Treasurer's Office**, and the **State Public Defender** assume this proposal would not fiscally impact their agencies.

Officials from the **Department of Health and Human Services (DOH)** state this proposal would give the DOH the authority to levy fines against lead abatement contractors who haven't notified the DOH prior to conducting lead abatement projects.

The DOH assumes that it would only discover unnotified lead abatement projects since there is no mechanism for discovering which contractors are not notifying the DOH of their lead abatement projects. The DOH issued a total of 9 notices in the past three fiscal years of violation for failure to notify since FY 2000 of a lead abatement project. One of these violations was a second offense. Therefore, the DOH assumes \$3,333 on average would be collected (8 first offense x \$1,000 = \$8,000 + \$2,000 second offense = \$10,000/ 3 years).

Officials from the **Department of Corrections** did not respond to our fiscal note request. **Oversight** assumes costs can be absorbed.

CAM:LR:OD (12/02)

This proposal affects Total State Revenues.

<u>FISCAL IMPACT - State Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
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**MISSOURI PUBLIC HEALTH
SERVICES FUND**

Income - Department of Health and
Senior Services

Fines	<u>\$3,333</u>	<u>\$3,333</u>	<u>\$3,333</u>
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**ESTIMATED NET EFFECT ON
MISSOURI PUBLIC HEALTH
SERVICES FUND**

	<u>\$3,333</u>	<u>\$3,333</u>	<u>\$3,333</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2004 (10 Mo.)	FY 2005	FY 2006
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	\$0	\$0	\$0
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FISCAL IMPACT - Small Business

Contractors which are small businesses could be affected by this proposal.

DESCRIPTION

This proposal allows the Director of the Department of Health and Senior Services to levy and deposit fines in the Public Health Services Fund.

Any lead abatement contractor that fails to notify the Department prior to starting a lead abatement project will be fined one thousand dollars for the first identified offense, two thousand dollars for the second identified offense, and thereafter fines will be double for each identified offense.


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

Department of Health and Senior Services
State Treasurer's Office
State Public Defender
Office of State Courts Administrator
Office of Prosecution Services

NOT RESPONDING: Department of Corrections

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

MICKEY WILSON, CPA
DIRECTOR
MARCH 17, 2003