

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1964-01
Bill No.: SB 681
Subject: Civil Procedure; Courts; Civil Rights; Attorneys; Employees-Employers
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
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

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
HUD Fund	(Less than \$340,000)	(Less than \$340,000)	(Less than \$340,000)
Total Estimated Net Effect on <u>All</u> Federal Funds	(Less than \$340,000)	(Less than \$340,000)	(Less than \$340,000)

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 Administration – Division of Personnel, Office of Administration – Administrative Hearing Commission, Office of the Attorney General** and **Office of State Courts Administrator** assume this proposal would have no fiscal impact on their agencies.

Officials from the **Department of Transportation (MoDOT)** assume the number of lawsuits filed may increase due to this proposal. MoDOT states the fiscal impact is indeterminable, therefore it is \$0 to negative unknown.

Oversight assumes the potential for an increased number of lawsuits resulting from passage of the proposal is speculative and assigns no fiscal impact.

Officials from the **Department of Labor and Industrial Relations (DOL)** assume this proposal could place caps on civil actions in housing discrimination cases and this could result in a loss of federal funds from the Department of Housing and Urban Development (HUD). The DOL states they received a response from HUD which clearly indicates that any caps on damages in housing complaints brought pursuant to section 213.111, RSMo., would lead to a loss of federal funds from HUD. DOL assumes the loss of funds could include their entire funding allotment which is approximately \$340,000 annually.

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

FEDERAL HUD FUND

Loss – DOL

Potential Loss of Funding Due to Conformity Issue with Proposal	<u>(Less than</u> <u>\$340,000)</u>	<u>(Less than</u> <u>\$340,000)</u>	<u>(Less than</u> <u>\$340,000)</u>
--	--	--	--

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

	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
--	------------	------------	------------

FISCAL IMPACT - Small Business

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

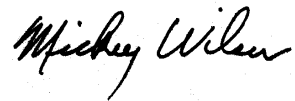
DESCRIPTION

This proposal would amend various provisions regarding the right to civil action for unlawful discriminatory practices. Some of these provisions relate to a cap placed on the civil actions relating to housing discrimination.

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 Labor and Industrial Relations
Office of State Courts Administrator
Attorney General's Office
Office of Administration
 – Administrative Hearing Commission
 – Personnel
Department of Transportation

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