

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 2735-01  
Bill No.: Perfected SB 870  
Subject: Roads and Highways; Business and Commerce; Transportation Dept  
Type: Original  
Date: February 26, 2004

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
Highway Funds	(Unknown)*	(Unknown)*	(Unknown)*
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>(Unknown)*</b>	<b>(Unknown)*</b>	<b>(Unknown)*</b>

**\*Expected to be less than \$100,000**

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2005	FY 2006	FY 2007
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

### FISCAL ANALYSIS

#### ASSUMPTION

Officials from the **Office of State Courts Administrator** stated there would be no fiscal impact on the Courts.

Officials from the **Department of Revenue - Taxation**, the **Department of Labor and Industrial Relations**, **Department of Economic Development - Division of Tourism**, and the **Department of Public Safety - Missouri State Highway Patrol** stated there would be no fiscal impact on their agencies.

Officials from **Jackson County** stated there would be no fiscal impact resulting from this proposal.

Officials from the **Office of Prosecution Services** indicated any costs to prosecutors could be absorbed within existing resources.

Officials from the **Department of Transportation (DHT)** assume that since this proposal covers enforcement of an area within one mile of all state highways and is not limited to 660 feet of the right-of-way of interstate/primary highways (current statute), the increased area for billboard control will have a fiscal impact on DHT. DHT was unable to determine the amount of the impact, but **Oversight** assumes costs related to billboard control of these specialty signs would be less than \$100,000/yr.

<u>FISCAL IMPACT - State Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
<u>Highway Funds</u>	(Unknown)*	(Unknown)*	(Unknown)*
<b>EXPECTED NET EFFECT ON HIGHWAY FUNDS</b>	<b><u>(Unknown)*</u></b>	<b><u>(Unknown)*</u></b>	<b><u>(Unknown)*</u></b>
<b>*Expected to be Less than \$100,000</b>			
<u>FISCAL IMPACT - Local Government</u>	FY 2005 (10 Mo.)	FY 2006	FY 2007
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

Small businesses operating an adult cabaret or sexually-oriented business could have an negative fiscal impact a result of this proposal.

DESCRIPTION

This proposal prohibits adult cabaret or sexually- oriented billboards from being located within one mile of a state highway. This prohibition will not apply if the business is located within one mile of the highway. If the adult cabaret or sexually-oriented business is located within one mile of the state highway, then the business can display a maximum of two exterior signs on the premises of the business. The signs are limited to the purpose of conveying identification and providing notice that the premises are off limits to minors. The identification sign is limited to 40 square feet and can only convey the name, address, telephone number and operating hours of the business. Signs existing before the effective date of this act do not have to comply for a period of three years. Business owners who violate this act are guilty of a Class C misdemeanor.

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 Transportation  
Office of State Courts Administrator  
Department of Public Safety  
Department of Revenue  
Office of Prosecution Services  
Department of Economic Development  
Division of Tourism  
Jackson County

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

Mickey Wilson, CPA  
Director  
February 26, 2004