

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0088S.011
Bill No.: SB 31
Subject: County Officers; Counties; County Government; Boards, Commissions,
Committees And Councils; Health, Public
Type: Original
Date: December 16, 2020

Bill Summary: This proposal modifies provisions relating to orders of county commissions and county health center boards.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on FTE	0	0	0

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Local Government	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)

FISCAL ANALYSIS

ASSUMPTION

§192.300 – Provisions relating to orders of county commissions/county health center boards

Officials from the **Department of Health and Senior Services** assume the proposal will have no fiscal impact on their organization. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this agency.

Oversight notes violations of section §192.300.4 could result in a misdemeanor punishable by a fine not to exceed \$25. Oversight researched county mask ordinances that have been implemented in Missouri as a result of the Coronavirus/COVID-19 pandemic and determined that some counties have implemented fines of amounts up to \$1,000 per incident for violations of their mask ordinance while other counties have not imposed any fines. The provisions of this proposal would make violations of such orders punishable by a fine not to exceed \$25, thereby potentially reducing fine income.

Oversight also notes per Article IX Section 7 of the Missouri Constitution fines and penalties collected by counties are distributed to school districts. Fines vary widely from year to year and are distributed to the school district where the violation occurred. Oversight will reflect a potential negative fiscal impact of \$0 to (Unknown) to local school districts as a result of the potential reduction in the amount of fines collected if this proposal is passed. For simplicity, Oversight will not reflect the possibility that fine revenue paid to school districts may act as a subtraction in the foundation formula in subsequent years.

Oversight only reflects the responses that we have received from state agencies and political subdivisions; however, various county officials were requested to respond to this proposed legislation but did not. A general listing of political subdivisions included in our database is available upon request.

<u>FISCAL IMPACT – State Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
LOCAL GOVERNMENTS - SCHOOLS			
<u>Income – Schools</u> (§192.300)			
Fines – potential reduction by limiting fines from this section to \$25	<u>\$0 to (Unknown)</u>	<u>(\$0 to Unknown)</u>	<u>(\$0 to Unknown)</u>
ESTIMATED NET EFFECT ON LOCAL GOVERNMENTS - SCHOOLS	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>

FISCAL IMPACT – Small Business

This proposal may have a fiscal impact on small businesses if they violate the provisions of this proposal. (§192.300)

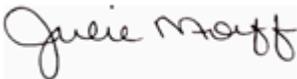
FISCAL DESCRIPTION

This act provides that after the adoption of such orders by county commissions or health center boards, the governing body of the county or political subdivision shall, within 30 days, have the authority to adopt, reject, or modify such orders. Additionally, any person or corporation that violates such orders shall be punished by a fine not to exceed \$25. (§192.300)

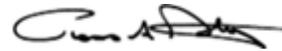
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Health and Senior Services



Julie Morff
Director
December 16, 2020



Ross Strobe
Assistant Director
December 16, 2020