

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3737-01  
Bill No.: SJR 29  
Subject: Eminent Domain: Constitutional Amendment  
Type: Original  
Date: January 19, 2006

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
General Revenue	(\$52,560)	\$0	\$0
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>(\$52,560)</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 4 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</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 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**FISCAL ANALYSIS**

**ASSUMPTION**

Officials of the **Office of State Auditor** assume no fiscal impact to their office.

Officials of the **Office of Attorney General** assume this proposal would have no fiscal impact on their office.

Officials of the **Office of Secretary of State - Election Division** assume there would be publication costs as required by Section 115.127 RSMo. Officials assume Statewide newspaper publication of state statutes cost approximately \$1,752 per column inch based on an estimate provided by the Missouri Press Service x 3 for multiple printings as required by the Constitution and state statute = \$5,256 per column inch. Estimate total number of inches for this amendment to be 10 inches, which includes title header and certification paragraph. \$5,256 x 10 inches = \$52,560. Officials stated that in the event a special election would be called to amend the Constitution, there would be a potential cost of \$3,700,000 to the state.

Officials of the **Administrative Rules Division** assume no fiscal impact.

ASSUMPTION (continued)

**Oversight** assumes this proposition would be submitted to the voter at the November General Election which would be in State Fiscal Year 2007. **Oversight** assumes that no special election would be called, therefore, State costs will be shown as \$52,560 in FY 2007.

Officials of the **Missouri Department of Transportation** assume no fiscal impact.

Officials of the **Department of Conservation** assume no fiscal impact.

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

Officials of the **Department of Economic Development** assume no fiscal impact to their department.

Officials of the **Office of Administration - Division of Facilities Management, Design and Construction** assume no fiscal impact.

Officials of the **Department of Natural Resources** assume no significant fiscal impact.

Certain **local political subdivisions** assume if this proposal were to pass and the voters of the State of Missouri would pass this Constitutional Amendment the impact would be negative for their political subdivisions. Some political subdivisions responded there would be no fiscal impact.

**Oversight** assumes this proposal only provides for a Constitutional Amendment to be voted on in a statewide election and does not add any new duties to local governments nor does it add or take away revenues from local governments.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
<b>GENERAL REVENUE FUND</b>			
<b>Cost</b> to Secretary of State for statewide publication cost.	(\$52,560)	\$0	\$0
<b>ESTIMATED NET EFFECT TO STATE GENERAL REVENUE FUND</b>	<b><u>(\$52,560)</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
	<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.

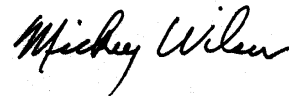
DESCRIPTION

This proposed constitutional amendment, if approved by the voters, would eliminate Article 6, Section 21, of the Missouri Constitution, which allows for cities and counties to use eminent domain to obtain and improve "blighted areas."

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

Office of Attorney General  
Office of Secretary of State- Elections Division  
Office of State Auditor  
Office of State Court Administrator  
Missouri Department of Transportation  
Missouri Department of Conservation  
Department of Economic Development  
Department of Natural Resources



Mickey Wilson, CPA  
Director  
January 19, 2006