

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4531-02
Bill No.: HCS for SB 1002
Subject: Cities, Towns, and Villages: Codes, Zoning
Type: Original
Date: April 11, 2008

Bill Summary: Modifies provisions governing zoning violation remedies.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
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 2009	FY 2010	FY 2011
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on FTE	0	0	0

- Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).
- Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Local Government	Unknown	Unknown	Unknown

FISCAL ANALYSIS

ASSUMPTION

Officials of the **City of St. Louis** assume no fiscal impact.

Oversight assumes cities that have zoning codes, and enforcement of those codes, would be expected to have an increase in fine revenues from zoning code violations. The amount of increase in fine revenues on a statewide basis is indeterminable. **Oversight** will show the increase in fine revenues as a positive unknown to cities.

Oversight assumes no state fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011

LOCAL GOVERNMENT: CITIES

Income - To Cities

From increase in zoning code violation fines.

<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
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ESTIMATED NET EFFECT TO LOCAL GOVERNMENT: CITIES

<u>Unknown</u>	<u>Unknown</u>	<u>Unknown</u>
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FISCAL IMPACT - Small Business

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

FISCAL DESCRIPTION

Currently, property owners violating certain zoning regulations in municipalities located in Jackson County shall be fined at least \$10 but not more \$500, or imprisoned for ten days, for each day of such violation.

DESCRIPTION (continued)

For second or subsequent offenses involving the same violation at the same place, the punishment shall be a fine of not less than \$250 but not more than \$1,000, or imprisonment for ten days, for each day of the violation. In all other municipalities, property owners shall be fined at least \$10 but not more than \$100 for each day of the violation, unless the offense was committed wilfully, in which case, the penalty shall be a fine of not less than \$100 but not more than \$250, or imprisonment for ten days, for each day of such violation.

Under this act, a property owner in any city with more than 300,000 inhabitants may be fined at least \$10 but not more \$500, or imprisoned for ten days, for each day of such violation. For second or subsequent offenses involving the same violation at the same place, the punishment shall be a fine of not less than \$250 but not more than \$1,000, or imprisonment for ten days, for each day of the violation.

In all other municipalities, property owners shall be fined not less than \$10 but not more than \$250, or imprisoned for ten days, for each day of the violation. For second or subsequent offenses involving the same violation at the same place, the punishment shall be a fine of not less than \$100 but not more than \$500, or imprisonment for ten days, for each day of the violation.

This act repeals the other version of Section 89.120, RSMo, which was doubly-enacted.

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 State Courts Administrator
Department of Elementary and Secondary Education
City of St. Louis

NOT RESPONDING

Kansas City Manager's Office
Columbia
Maryland Heights

NOT RESPONDING (continued)

Florissant
Bridgeton
Raytown
Lees Summit
Belton
St. Charles
Springfield
St. Joseph
Cape Girardeau
Independence
Jackson County
St. Louis County



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Director
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