

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4734-02  
Bill No.: SCS for SB 1033  
Subject: Counties: Easements and Conveyances  
Type: Original  
Date: March 6, 2008

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Bill Summary: Repeals certain provisions regarding transfers of title of real property to counties by donation or dedication.

**FISCAL SUMMARY**

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

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2009</b>	<b>FY 2010</b>	<b>FY 2011</b>
<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 6 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2009</b>	<b>FY 2010</b>	<b>FY 2011</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 FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2009</b>	<b>FY 2010</b>	<b>FY 2011</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

- 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).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2009</b>	<b>FY 2010</b>	<b>FY 2011</b>
<b>Local Government</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>	<b>\$0 to (Unknown)</b>

**FISCAL ANALYSIS**

ASSUMPTION

Officials of the **Platte County Commission** stated that the fiscal consequences of repealing Section 49.292 are difficult to estimate. If a county is not allowed to reject a parcel of property which included environmental contamination, and the county then became liable for remediation of the site, the cost to the public could run into the hundreds of thousands and even millions of dollars. The only limitation on potential liability to counties would be the willingness of property owners to dump problem properties onto the public.

Officials of the **City of Centralia** assume to repeal this section could be used to transfer property that is contaminated or some other liability.

Officials of the **City of West Plains** assume no fiscal impact.

**Oversight** assumes no state fiscal impact. Oversight based on responses will show potential impact to counties. **Oversight** cannot determine the statewide impact and will show fiscal impact as a negative unknown.

<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 -  
 COUNTIES**

**Potential Costs - To Counties**

From repeal of authority over gifts or donations of property .	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>
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<b>ESTIMATED NET EFFECT TO    LOCAL GOVERNMENT -    COUNTIES</b>	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>	<u>\$0 to (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

This act repeals provisions which allow the county commission to reject the transfer of title of real property to the county by donation or dedication and require transfers of title to the county by donation or dedication to be proved or acknowledged before being recorded.

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

Platte County Commission  
City of Centralia  
City of West Plains

### NOT RESPONDING

#### **Cities of :**

Bernie  
Belton  
Bridgeton  
Cape Girardeau  
Columbia  
Florissant  
Fulton  
Gladstone  
Independence  
Jefferson City  
Kansas City  
Knob Noster  
Lebanon  
Lees Summit  
Louisiana

RWB:LR:OD (12/02)

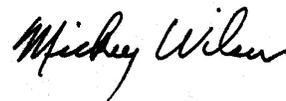
Maryland Heights  
Pacific

NOT RESPONDING (continued)

Poplar Bluff  
Raytown  
St. Charles  
St. Louis  
St. Peters  
Sullivan

**County Commissions of :**

Boone  
Buchanan  
Callaway  
Cape Girardeau  
Carroll  
Cass  
Cole  
Cooper  
Franklin  
Greene  
Jasper  
Nodaway  
Jefferson  
Laclede  
Lafayette  
Lawrence  
Monroe  
St. Charles  
St. Louis  
Taney  
Texas  
Warren

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

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Mickey Wilson, CPA  
Director  
March 6, 2008