

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5474-01
Bill No.: SB 735
Subject: Parks and Recreation; Crimes and Punishment
Type: Original
Date: February 11, 2014

Bill Summary: This proposal establishes causes for which a campground owner can remove a person from a campground and a penalty for failure to leave.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
State Parks Earnings Fund	\$0 to (\$18,000)	\$0 to (\$18,000)	\$0 to (\$18,000)
Total Estimated Net Effect on <u>Other</u> State Funds	\$0 to (\$18,000)	\$0 to (\$18,000)	\$0 to (\$18,000)

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
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 2015	FY 2016	FY 2017
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials at the **Department of Natural Resources** assume this proposal would establish guidelines on when a campground owner may remove campers that behave in certain manners. A person removed from a campground is entitled to a refund of the unused portion of any prepaid fees, less any amount owed to the owner or deducted for damages. The unused portion of prepaid fees may be prorated at a rate that is based upon the daily rate charged by the campground owner.

For purposes of this fiscal note, the Department assumed that our Division of State Parks (DSP) would be considered "campground owners". DSP estimated around 300 evictions/arrests occur annually from our state parks system. The average stay at our parks per visit is three nights. The average price per campground is \$20 per night. Therefore, the potential for refunds ranges from \$0 to \$18,000 (300 x 3 nights x \$20 per night) from the State Parks Earnings Fund.

DSP assumes we would need to develop rules to issue the refunds. If a camper had paid with a check, DSP would need to wait to ensure the check cleared the bank before issuing a refund. Likewise, if a camper paid with a credit card, DSP would have to wait to ensure that the camper didn't request their credit company cancel the charge. Also, DSP does not have a mechanism to issue refunds in the middle of the night. For these reasons, DSP assumes that any request for refund would have to be made in writing.

Officials at the **Department of Public Safety - Missouri Highway Patrol** and the **Department of Conservation** each assume no fiscal impact to their respective agencies from this proposal.

Officials at **Boone County Sheriff's Department**, the **Jefferson City Police Department**, the **Springfield Police Department** and the **Columbia Police Department** each assume no fiscal impact to their respective organizations from this proposal.

Officials from the Buchanan County Sheriff's Department, Clark County Sheriff's Department, Cole County Sheriff Department, Independence Police Department, Jackson County Sheriff Department, Platte County Sheriff's Department, St. Charles Police Department, St. Joseph Police Department, St. Louis County Police Department and the St. Louis Metropolitan Police Department did not respond to **Oversight's** request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
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STATE PARKS EARNINGS FUND

<u>Loss - Department of Natural Resources - potential refund of campground fees</u>	<u>\$0 to (\$18,000)</u>	<u>\$0 to (\$18,000)</u>	<u>\$0 to (\$18,000)</u>
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ESTIMATED NET EFFECT ON STATE PARKS EARNINGS FUND	<u>\$0 to (\$18,000)</u>	<u>\$0 to (\$18,000)</u>	<u>\$0 to (\$18,000)</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

Small business owners who operate campgrounds would need to issue refunds under certain circumstances outlined in this proposal.

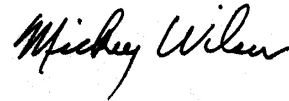
FISCAL DESCRIPTION

This act defines causes for which a campground owner can remove or cause to be removed any person from a campground. Any person who remains at the campground after having been asked to leave by a campground owner after being in violation of the defined causes shall be guilty of trespass in the first degree. Any person removed from a campground under this act is entitled to a refund of any unused portion of any prepaid fees.

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 Public Safety - Missouri Highway Patrol
Department of Conservation
Department of Natural Resources
Boone County Sheriff's Department
Jefferson City Police Department
Springfield Police Department
Columbia Police Department



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February 11, 2014

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February 11, 2014