

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0483-01  
Bill No.: SB 297  
Subject: Boats and Watercraft; Civil Penalties; Crimes and Punishment; Public Health; Highway Patrol; Lakes, Rivers and Waterways; Liability; Department of Public Safety  
Type: Original  
Date: March 28, 2017

Bill Summary: This proposal establishes the “Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act.”

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2018	FY 2019	FY 2020
Water Patrol Fund	(\$369,403)	\$0	\$0
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>(\$369,403)</b>	<b>\$0</b>	<b>\$0</b>

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

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</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 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

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

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2018</b>	<b>FY 2019</b>	<b>FY 2020</b>
<b>Local Government</b>	<b>\$0 or (Unknown)</b>	<b>\$0 or (Unknown)</b>	<b>\$0 or (Unknown)</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Department of Public Safety - Missouri Highway Patrol (MHP)** state the Highway Patrol would need to purchase 104 automated external defibrillators (AED) at a cost of \$134,680 (104 x \$1,295), 104 pelican cases at a cost of \$20,280 (104 x \$195), and 104 pediatric pads at a cost of \$7,800 (104 x \$75) to outfit the remaining boats in the fleet. An annual on-site maintenance agreement would be needed at a cost of \$206,643. This maintenance agreement would be valid for seven years from the date of purchase. Therefore, the total cost of the equipment and maintenance is \$369,403 in FY 2018 to the Water Patrol Fund (0400).

AEDs (104 x \$1,295)	\$134,680
Pelican cases (104 x \$195)	\$ 20,280
Pediatric Pads (104 x \$75)	\$ 7,800
Maintenance Agreement	<u>\$206,643</u>
TOTAL COSTS	\$369,403

According to reports from the Office of the State Treasurer, the balance of the Water Patrol Fund as of February 28, 2017 was \$690,672.

According to officials from the **Office of the Secretary of State (SOS)**, many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to the SOS for Administrative Rules is less than \$2,500. The SOS recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, we also recognize that many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what our office can sustain with our core budget. Therefore, we reserve the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

**Oversight** assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

Officials from the **Joint Committee on Administrative Rules** state this legislation is not anticipated to cause a fiscal impact beyond its current appropriation.

ASSUMPTION (continued)

**Oversight** will also assume a \$0 or Unknown costs to local political subdivisions. Oversight assumes there may be local political subdivisions that may own bodies of water on which boat docks and/or marinas may be operating, and that upgrades may need to be made to the docks.

<u>FISCAL IMPACT - State Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
<b>WATER PATROL FUND</b>			
<u>Costs</u> - MHP - to equip each vessel with external defibrillators	<u>(\$369,403)</u>	<u>\$0</u>	<u>\$0</u>
<b>ESTIMATED NET EFFECT TO THE WATER PATROL FUND</b>	<b><u>(\$369,403)</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2018 (10 Mo.)	FY 2019	FY 2020
<b>LOCAL POLITICAL SUBDIVISIONS</b>			
<u>Costs</u> - local political subdivisions that own a body of water on which operates a dock or marina may need electrical upgrades	<u>\$0 or (Unknown)</u>	<u>\$0 or (Unknown)</u>	<u>\$0 or (Unknown)</u>
<b>ESTIMATED NET EFFECT TO LOCAL POLITICAL SUBDIVISIONS</b>	<b><u>\$0 or (Unknown)</u></b>	<b><u>\$0 or (Unknown)</u></b>	<b><u>\$0 or (Unknown)</u></b>

FISCAL IMPACT - Small Business

Small businesses which own boats or marinas could be affected by provisions of this proposal.

### FISCAL DESCRIPTION

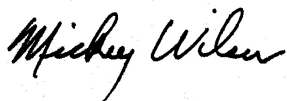
This act requires all vessels operated by the Water Patrol Division of the State Highway Patrol to be equipped with an automatic external defibrillator and staffed by at least one person trained by the American Red Cross, American Heart Association, or an equivalent nationally recognized course in the use of such equipment. This act also requires all water patrol officers to be trained in rescuing victims of electrocution injuries and the use of external defibrillator devices on such victims.

This act establishes the "Alexandra and Brayden Anderson Electric Shock Drowning Prevention Act". Beginning July 1, 2019, any individual or entity that owns a body of water in Missouri with a boat dock or marina that is equipped with electrical power must be in compliance with certain safety standards set forth in this act, including submitting an annual compliance inspection statement to the Missouri Department of Public Safety and establishing a policy prohibiting swimming around such dock or marina. Any violation of this act shall be subject to the penalties set forth in this act.

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  
Office of the Secretary of State  
Joint Committee on Administrative Rules



Mickey Wilson, CPA  
Director  
March 28, 2017

Ross Strobe  
Assistant Director  
March 28, 2017