

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5710-08
Bill No.: Truly Agreed To and Finally Passed SS for SCS for HCS for HB 1991
Subject: Bonds - Surety; Business and Commerce; Cities, Towns, and Villages;
 Construction and Building Codes; Fees; Historic Preservation; Housing; Insurance
 - General; Planning and Zoning; Political Subdivisions; Public Records, Public
 Meetings; Telecommunications; Utilities
Type: Original
Date: June 13, 2018

Bill Summary: This proposal establishes the Uniform Small Wireless Facility Deployment Act.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
General Revenue	(Less than \$100,000)	\$0	\$0
Total Estimated Net Effect on General Revenue	(Less than \$100,000)	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
State Road Fund	(\$5,000,000)	(\$5,000,000)	(\$5,000,000)
Total Estimated Net Effect on Other State Funds	(\$5,000,000)	(\$5,000,000)	(\$5,000,000)

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Total Estimated Net Effect on FTE	0	0	0

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

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2019	FY 2020	FY 2021
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Economic Development (Public Service Commission, Office of Public Counsel, and the Division of Energy)** each assume the proposal will have no fiscal impact on their respective organizations.

Officials from the **Department of Transportation (MoDOT)** assume the following:

This proposal would cost an estimated \$5 million per year to MoDOT due to increased reviewing of plans and permits. This proposal has permitting requirements and strict time lines for evaluating and approving or denying permits. Fiscal impact is due to increased staff positions, work time, and overtime.

Oversight will utilize MoDOT's estimate.

Officials from the **Department of Revenue (DOR)** assume Section 67.5125 requires the Department of Revenue, by December 31, 2018, to prepare and deliver a report to the General Assembly on the amount of revenue collected by local governments for the previous three fiscal years from communications service providers, as such term is defined in section 67.5111; a direct-to-home satellite service, as defined in Public Law 104-104, Title VI, Section 602; and any video service provided through electronic commerce, as defined in Public Law 105-277, Title XI, as amended, Section 1105(3), from video fees, linear foot fees, antenna fees, sales and use taxes, gross receipts taxes, business license fees, business license taxes, or any other taxes or fees assessed to such providers.

The Department believes there is a need of 2 additional FTEs to handle the additional work load of researching, collecting and maintaining the data and reporting on the data received.

Oversight notes this report (§67.5125) must be completed and submitted by December 31, 2018. Therefore, Oversight assumes DOR would not need ongoing FTE past that date. Also, due to time constraints in producing a fiscal note for the previous version of this proposal, Oversight assumed (without a response from DOR), that DOR would be able to accomplish this task with existing resources and did not reflect a cost for this section. Due to the short due date of this report, Oversight will assume DOR will not hire additional FTE; however, they may incur additional costs. Therefore, Oversight will assume DOR may incur costs of under \$100,000 in FY 2019 to prepare this report.

ASSUMPTION (continued)

Officials from the **Department of Natural Resources, Office of Administration** and **Office of the State Courts Administrator** each assume the proposal will have no fiscal impact on their organizations.

In response to a previous version, officials from **Boone County** assumed the proposal will have no fiscal impact on their organization.

Officials from numerous local political subdivisions did not respond to **Oversight’s** request for fiscal impact. Without responses to the contrary, Oversight will assume the fees cities, counties, and other “authorities” are allowed to charge wireless providers will offset costs by wireless providers applying for and installing wireless facilities.

<u>FISCAL IMPACT - State Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
GENERAL REVENUE FUND			
Cost - DOR - \$67.5125 - report by 12/31/18 regarding the amount of revenue collected by local governments for the previous three years from various providers	<u>(Less than \$100,000)</u>	<u>\$0</u>	<u>\$0</u>
ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND	<u>(Less than \$100,000)</u>	<u>\$0</u>	<u>\$0</u>
STATE ROAD FUND			
Cost - MoDOT - various changes within the proposal	<u>(\$5,000,000)</u>	<u>(\$5,000,000)</u>	<u>(\$5,000,000)</u>
ESTIMATED NET EFFECT TO THE STATE ROAD FUND	<u>(\$5,000,000)</u>	<u>(\$5,000,000)</u>	<u>(\$5,000,000)</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2019 (10 Mo.)	FY 2020	FY 2021
	<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.

FISCAL DESCRIPTION

This bill enacts the "Uniform Small Wireless Facility Deployment Act".

This proposal contains a severability clause and a delayed effective date of January 1, 2019, for certain sections.

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 Economic Development
Department of Natural Resources
Department of Transportation
Office of Administration
Office of the State Courts Administrator
Department of Revenue
Boone County

Ross Strobe



Acting Director
June 13, 2018