

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0149-04
Bill No.: Truly Agreed To and Finally Passed SCS for HCS for HB 266
Subject: Historic Preservation; Tourism; Arts and Humanities
Type: June 11 17, 2019

Bill Summary: This legislation establishes various designations.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
College and University Funds	Less than (\$100,000)	\$0	\$0
Total Estimated Net Effect on <u>Other</u> State Funds	Less than (\$100,000)	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 8 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
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 2020	FY 2021	FY 2022
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§9.117 - Battle of St. Louis Memorial Day

Officials from the **Office of Administration** assume the legislation will have no fiscal impact on their organization.

Oversight notes that the Office of Administration has stated the legislation would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note.

§9.240 - Missouri Sliced Bread Day

Officials from the **Office of Administration** assume the legislation will have no fiscal impact on their organization.

Oversight notes that the Office of Administration has stated the legislation would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note.

§9.285 - Diffuse Intrinsic Pontine Glioma Awareness Day

Officials from the **Office of Administration** assume the legislation will have no fiscal impact on their organization.

Oversight notes that the Office of Administration has stated the legislation would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note.

§9.286 - Eczema Awareness Month

Officials from the **Office of Administration** assume the legislation will have no fiscal impact on their organization.

Oversight notes that the Office of Administration has stated the legislation would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note.

§161.700 - Holocaust Education and Awareness Commission

Officials from the **Department of Elementary and Secondary Education (DESE)** assume the legislation will result in no cost to the department.

ASSUMPTION (continued)

Oversight assumes this legislation removes the phrase “in Nazi concentration camps” from the definition of holocaust. Oversight notes the Holocaust Education and Awareness Commission is housed in DESE. DESE has stated that the legislation would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note.

§185.070 - Historical Theaters

Officials from the **Department of Economic Development (DED) - Business and Community Services, Department of Economic Development - Division of Tourism, Department of Economic Development - Missouri Arts Council** and **Department of Natural Resources** each assume the legislation will have no fiscal impact on their organization.

Oversight notes that the agencies mentioned above have stated the legislation would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note for these agencies.

Oversight found a list of Missouri theatres from the League of Historic American Theatres (LHAT). Currently there are three active LHAT members and 45 other theatres that are not members of the LHAT, including: Arrow Rock Lyceum Theatre (Boonville), Fox Theatre (St. Louis) and Up Town Theatre (Kansas City).

Oversight notes the legislation gives DED the option to charge an application fee to cover any costs of the program. Oversight inquired of DED how much would a potential application fee cost for these theaters. **DED** stated the Missouri Arts Council (MAC) notes there are 49 historical Missouri theater buildings; however, very few are producing theatrical performances, even fewer continuously since 1969. MAC estimates fewer than 8 theaters will be eligible. MAC notes they will need to create a process for application and review, build an online form, research the contact information for prospects, design a certificate and print and mail to recipients. MAC would also create a webpage to promote the recipients and the program and design a logo for recipients to use online and in print.

MAC does not intend to charge an application fee and expects minimal costs from this legislation; however, MAC can absorb these costs with existing resources.

MAC notes that many, but not all of these theaters are 501(c)(3) non-profits.

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

ASSUMPTION (continued)

Oversight assumes JCAR will be able to administer any rules resulting from this legislation with existing resources.

Officials from the **Office of the Secretary of State (SOS)** assume 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, the SOS also recognizes 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 the office can sustain with the core budget. Therefore, the SOS reserves 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 legislation. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

§261.500 - Missouri Solar Pollinator Act

Officials from the **Department of Natural Resources** and **Department of Higher Education** each assume the legislation will have no fiscal impact on their respective organizations.

Oversight notes that the agencies mentioned above have stated the legislation would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note for these agencies.

Officials from the **Department of Agriculture (AGR)** assume the legislation will have no fiscal impact on their organization. AGR states the Department's only involvement in bees is limited to bee hive inspections for pests and diseases. Since the number of pollinators is much larger than the honey bee population, the Department is minimally involved in pollinator issues.

Officials from the **University of Missouri** assume the fiscal impact of this legislation is not expected to exceed \$100,000 for FY 2020.

Oversight does not have any information to the contrary in regards to the University of Missouri's assumptions; therefore, Oversight will reflect a fiscal impact of "Less than (\$100,000)" to the University of Missouri on the fiscal note.

ASSUMPTION (continued)

Oversight researched other states with solar pollinator habitat programs which required developing a scorecard similar to this legislation. The Maryland General Assembly passed a law in the 2017 legislation session (SB 1158). The fiscal note for this bill estimated an increase of \$6,500 per additional facility evaluated (over the life of the facility) for contractual services. That estimate includes costs for the initial designation and periodic follow-up visits to ensure maintenance of the pollinator habitat. The fiscal note did not mention how much it cost to develop the scorecard. Oversight notes this legislation does not require DNR to evaluate sites, only to develop and publish a scorecard. Oversight notes Virginia and Michigan have already published a scorecard. Both states utilized their respective state universities to create the scorecard. Oversight sent this legislation to the University of Missouri but has not received a response prior to submitting the fiscal note.

§311.025 - Missouri Bourbon Whiskey

Officials from the **Department of Public Safety - Alcohol and Tobacco Control** state the legislation will not have a direct fiscal impact on their organization.

Officials from the **Department of Economic Development - Missouri Division of Tourism** state the legislation will not have a direct fiscal impact on their organization.

Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
COLLEGE AND UNIVERSITY FUNDS			
<u>Cost - University of Missouri - to implement the Missouri Solar Pollinator Habitat Act (§261.500) p. 5</u>	Less than <u>(\$100,000)</u>	<u>\$0</u>	<u>\$0</u>
ESTIMATED NET EFFECT ON COLLEGE AND UNIVERSITY FUNDS	Less than <u>(\$100,000)</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
	<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 legislation.

FISCAL DESCRIPTION

This legislation establishes various designations.

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 Natural Resources
Department of Economic Development - Business and Community Services
Department of Economic Development - Division of Tourism
Department of Economic Development - Missouri Arts Council
Office of the Secretary of State
Joint Committee on Administrative Rules
Office of Administration
Department of Higher Education
Department of Agriculture
University of Missouri
Department of Public Safety - Alcohol and Tobacco Control
Department of Elementary and Secondary Education



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