

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3147-02
Bill No.: SCS for SB 613
Subject: General Assembly; Sunshine Law; Public Records; Public Meetings
Type: Original
Date: March 3, 2020

Bill Summary: This proposal modifies provisions regarding fees for access to public records and authorizes closure of certain constituent and legislative records of members of the General Assembly.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
General Revenue	\$0 or Less than \$100,000	\$0 or Less than \$100,000	\$0 or Less than \$100,000
Total Estimated Net Effect on General Revenue	\$0 or Less than \$100,000	\$0 or Less than \$100,000	\$0 or Less than \$100,000

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
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 2021	FY 2022	FY 2023
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Missouri House of Representatives** and **Missouri Senate** each assume the proposal would not fiscally impact their respective bodies.

Oversight notes that Section 610.026.1 (3) allows the legislative bodies (or their members) to collect a minimum fee of five dollars for a request of public records. Oversight is unable to estimate how many requests, if any, will be made for records or how many agencies will implement the policy. Therefore, Oversight will reflect a positive zero to unknown fiscal impact to the state (General Revenue), but will assume the additional amount would be less than \$100,000 per year.

<u>FISCAL IMPACT - State Government</u>	FY 2021	FY 2022	FY 2023
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GENERAL REVENUE

<u>Revenue - Fees collected (610.026.1(3))</u>	<u>\$0 or Less than</u> <u>\$100,000</u>	<u>\$0 or Less than</u> <u>\$100,000</u>	<u>\$0 or Less than</u> <u>\$100,000</u>
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ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>\$0 or Less than</u> <u>\$100,000</u>	<u>\$0 or Less than</u> <u>\$100,000</u>	<u>\$0 or Less than</u> <u>\$100,000</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2021	FY 2022	FY 2023
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	<u>\$0</u>	<u>\$0</u>	<u>\$0</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 authorizes the closure of public records under the Missouri Sunshine Law that are retained by the office of a member of the General Assembly that are related to a constituent of the member.

When responding to a request for records, this act authorizes a legislative body to charge a minimum fee of five dollars for any request where there are allowable fees of less than five dollars. Such five dollar fee shall be in place of any allowable fee of less than five dollars. A request for records shall be considered withdrawn if the requester fails to remit all fees within thirty days of a request for payment by the public governmental body.

This act has an emergency clause.


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

Missouri House of Representatives
Missouri Senate



Julie Morff
Director
March 3, 2020



Ross Strobe
Assistant Director
March 3, 2020