

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3297-01  
Bill No.: SB 555  
Subject: Civil Procedure; Liability  
Type: Original  
Date: January 31, 2020

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Bill Summary: Provides that a person who is injured by a product has 15 years after the sale or lease of the product to bring a suit for damages.

**FISCAL SUMMARY**

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

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 4 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2021</b>	<b>FY 2022</b>	<b>FY 2023</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 2021</b>	<b>FY 2022</b>	<b>FY 2023</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 2021</b>	<b>FY 2022</b>	<b>FY 2023</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials at the **Department of Revenue, Office of the Attorney General, Office of State Courts Administrator, and Office of Administration** each assume no fiscal impact to their respective agencies from this proposal.

In response to a request for fiscal impact for a similar proposal, HB 1596 (2020), the **Department of Commerce and Insurance** assumed no fiscal impact.

In their response to a fiscal impact request for similar language in Perfected HB 186 (2019), the **Attorney General's Office (AGO)** said that the state had not received any settlements or judgments for claims where the product was 15 years or older.

Because of the consistency of responses and lack of contrary information, **Oversight** shows \$0 direct fiscal impact to State and Local agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

### FISCAL IMPACT - Small Business

Some small businesses could receive more protection as a result of this proposal because they would be protected from claims barred under this proposal. Some small businesses could be harmed if they are trying to recover on a claim barred by this proposal.

### FISCAL DESCRIPTION

This legislation places a 15 year statute of limitations on damage claims for economic loss, personal injury, property damage or wrongful death arising out of a defective or unsafe condition of products sold or leased. It has exceptions for products with warranties, and specifies that defendants can introduce certain evidence.

The proposed legislation appears to have no direct fiscal impact.


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 Commerce and Insurance  
Department of Revenue Motor Vehicle and Driver License Division  
Office of Administration  
Office of the Attorney General  
Office of State Courts Administrator



Julie Morff  
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January 31, 2020



Ross Strobe  
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January 31, 2020