

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 5385S.01I  
Bill No.: SB 1100  
Subject: Food; Health Care; Department of Health and Senior Services  
Type: Original  
Date: March 2, 2022

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Bill Summary: This proposal repeals statutes relating to certain duties of the Department of Health and Senior Services.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>
General Revenue	(\$32,000)	(\$32,000)	(\$32,000)
<b>Total Estimated Net Effect on General Revenue</b>	<b>(\$32,000)</b>	<b>(\$32,000)</b>	<b>(\$32,000)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2023</b>	<b>FY 2024</b>	<b>FY 2025</b>
<b>Total Estimated Net Effect on Other State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: () indicate costs or losses.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
<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>			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
<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 \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2023	FY 2024	FY 2025
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## **FISCAL ANALYSIS**

### **ASSUMPTION**

#### **Repeals sections related to certain health and licensing requirements**

Officials from the **Department of Health and Senior Services (DHSS)** state the proposed legislation would eliminate §§196.866 and 196.868, RSMo, from statute, thereby ending frozen dessert licensing. The DHSS, Bureau of Environmental Health Services (BEHS) currently licenses approximately 2,000 facilities that are required to maintain a frozen dessert license. DHSS staff time spent operating the frozen dessert license program is divided among positions that also perform other environmental health responsibilities. No positions are purely dedicated to the program and therefore no positions would be eliminated. Ending the program will not result in any realized cost savings as the time dedicated by current staff to the program would be redirected to other responsibilities if the legislation were enacted.

The cost of a frozen dessert license ranges from \$10 to \$150 with the average cost of approximately \$15. Annually the frozen dessert licensing process is estimated to collect approximately \$32,000 in fees in future years (actual revenues for the last three years were \$33,925 in FY19, \$33,485 in FY20, and \$32,165 in FY21). All fees collected from the program are placed into general revenue and no funds remain at DHSS.

**Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a loss of license fees deposited into the General Revenue Fund of \$32,000 annually as the fiscal impact for the DHSS.

Officials from the **Department of Commerce and Insurance**, the **Department of Social Services**, the **Office of the State Treasurer**, the **Missouri Office of Prosecution Services** and the **Office of the State Courts Administrator** each assume the proposal will have no fiscal impact on their respective organizations. **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 2023 (10 Mo.)	FY 2024	FY 2025
<b>GENERAL REVENUE FUND</b>			
<u>Loss</u> – DHSS – reduction in licensing fees	<u>(\$32,000)</u>	<u>(\$32,000)</u>	<u>(\$32,000)</u>
<b>ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND</b>	<b><u>(\$32,000)</u></b>	<b><u>(\$32,000)</u></b>	<b><u>(\$32,000)</u></b>

<u>FISCAL IMPACT – Local Government</u>	FY 2023 (10 Mo.)	FY 2024	FY 2025
	<u><b>\$0</b></u>	<u><b>\$0</b></u>	<u><b>\$0</b></u>

### FISCAL IMPACT – Small Business

This proposal would have a positive fiscal impact on certain small businesses as they would no longer have to obtain a license or incur costs associated with maintaining the license.

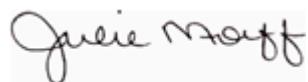
### FISCAL DESCRIPTION

Producers of ice cream, mellorine, or other frozen dessert products are required to be licensed by the Department and pay an associated license fee. This act repeals such requirement and fee.

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 Health and Senior Services  
Department of Social Services  
Office of the State Treasurer  
Missouri Office of Prosecution Services  
Office of the State Courts Administrator



Julie Morff  
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March 2, 2022



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March 2, 2022