

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1105S.02C  
Bill No.: SCS for SB 185  
Subject: Department of Labor and Industrial Relations; Office of Administration; State  
Departments  
Type: Original  
Date: April 3, 2023

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Bill Summary: This proposal modifies provisions relating to repealing provisions of law regulating industrial inspections.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
General Revenue Fund	\$8,567	\$8,567	\$8,567
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$8,567</b>	<b>\$8,567</b>	<b>\$8,567</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</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.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</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 2024</b>	<b>FY 2025</b>	<b>FY 2026</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 \$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>			
<b>FUND AFFECTED</b>	<b>FY 2024</b>	<b>FY 2025</b>	<b>FY 2026</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

#### **Section(s) 36.050, 36.100, 36.120, 36.140, 36.250, 36.440, 36.510, 37.010, 105.950, 105.1114, 288.220 Repeal of the Personal Advisory Board (PAB)**

Officials from the **Office of Administration (OA)** assume Section 36.050.5, RSMo specifies each public member of the board shall be paid an amount for each day devoted to the work of the board. The total expenditures for the two public members appointed to the Personnel Advisory Board were payments of \$5,040.00, \$5,307.84, and \$3,454.96 in FY2020, FY2021, and FY2022, respectively.

The elimination of the Personnel Advisory Board will eliminate these payments and therefore have a positive fiscal impact. The FY2023 per diem for a public member of the board members is \$356.97. If there were twelve meetings held, \$4,283.64 would be paid out to each of the two public board members – a total of \$8,567.28 projected annual savings.

Additionally, while this proposal does not eliminate any FTE, this legislation would obviate the need for numerous team members to spend hours preparing for and attending monthly Personnel Advisory Board meetings saving additional state resources.

**Oversight** notes the OA assumes the elimination of the Personally Advisory Board would provide State with some savings to the general revenue.

Officials from the **Department of Health and Senior Services** and the **Department of Mental Health** defer to OA for the administrative impact

#### **Section(s) 291.010, 291.020, 291.030, 291.040, 291.050, 291.060, 291.065, 291.070, 291.080, 291.120, 291.130, 291.140, and 291.150 Repeals chapter 291, Repeal regulating of industrial inspections**

Officials from the **Department of Labor and Industrial Relations (DOLIR)** note:

The striking out of Chapter 291 of 291.010 through 291.150, RSMo, will not have a financial impact on the department. The bond found in 291.010 has not been collected in decades, therefore there will be no loss in that regard. The Division of Inspection has not collected inspection fees of the sort mentioned in Chapter 291 in over 50 years. The positions eliminated in the chapter likewise are not funded or filled and their elimination will not have an effect on the Department financially or in how it conducts its business. The duties of industrial sanitation and safety inspections have largely fallen upon OSHA and local health departments since the 1970s.

**Oversight** notes the DOLIR, through additional conversation via e-mail, assume the proposal will have no 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.

Officials from the **Department of Commerce and Insurance**, the **Office of Administration – Administrative Hearing Commission**, the **Department of Public Safety – Director’s Office**, the **Office of the Governor** 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.

Overall Bill:

Officials from the **Missouri Department of Agriculture**, **Attorney General’s Office**, the **Department of Commerce and Insurance**, the **Department of Economic Development**, the **Department of Elementary and Secondary Education**, the **Department of Higher Education and Workforce Development**, the **Department of Natural Resources**, the **Department of Public Safety – (the Alcohol & Tobacco, the Fire Safety, the Gaming Commission, the Highway Patrol, the Veterans Commission, the National Guard)**, the **Department of Social Services**, the **Missouri Department of Transportation**, the **MoDOT & Patrol Employees’ Retirement System**, the **Missouri House of Representatives**, the **Office of the State Auditor**, the **State Tax Commission**, the **Missouri Lottery**, the **Missouri Consolidated Health Care Plan**, the **Missouri Office of Prosecution Services**, the **Missouri State Employee’s Retirement System**, and the **University Missouri System** each assume the proposal will have no 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.

Rule Promulgation

Officials from the **Joint Committee on Administrative Rules** assume this proposal is not anticipated to cause a fiscal impact beyond its current appropriation.

Officials from the **Office of the Secretary of State (SOS)** note 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 \$5,000. 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 its 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.

<u>FISCAL IMPACT – State Government</u>	FY 2024 (10 Mo.)	FY 2025	FY 2026
<b>GENERAL REVENUE FUND</b>			
<u>Cost Avoidance – OA</u> Elimination of the Personnel Advisory Board	<u>\$8,567</u>	<u>\$8,567</u>	<u>\$8,567</u>
<b>ESTIMATED NET EFFECT TO THE GENERAL REVENUE FUND</b>	<b><u>\$8,567</u></b>	<b><u>\$8,567</u></b>	<b><u>\$8,567</u></b>

<u>FISCAL IMPACT – Local Government</u>	FY 2024 (10 Mo.)	FY 2025	FY 2026
	<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 act eliminates the Personnel Advisory Board and gives all duties and responsibilities previously held by the board to the Director of the Personnel Division and the Commissioner of Administration. The act additionally makes the position of Director of the Personnel Division appointed by the Commissioner of Administration.

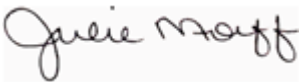
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

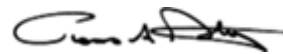
Attorney General's Office  
Department of Commerce and Insurance  
Department of Economic Development  
Department of Elementary and Secondary Education  
Department of Higher Education and Workforce Development  
Department of Natural Resources  
Department of Public Safety

- Alcohol & Tobacco, the Fire Safety
- Gaming Commission
- Highway Patrol
- Veterans Commission
- National Guard

Department of Social Services  
Missouri Department of Transportation  
Department of Health and Senior Services  
Department of Mental Health  
MoDOT & Patrol Employees' Retirement System  
Missouri House of Representatives  
Office of the State Auditor  
State Tax Commission  
Missouri Lottery  
Missouri Consolidated Health Care Plan  
Missouri Office of Prosecution Services  
Missouri State Employee's Retirement System  
University Missouri System



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April 3, 2023



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