

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3906S.01I
Bill No.: SB 1201
Subject: Civil Procedure; Insurance - General; Liability
Type: Original
Date: April 8, 2024

Bill Summary: This proposal establishes provisions relating to double recovery of civil damages from a defendant and an insurer.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
Total Estimated Net Effect on FTE	0	0	0

- 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.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2025	FY 2026	FY 2027
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§490.715 – Payments for Tort Liability to Insurers

Officials from the **Office of the State Courts Administrator**, the **Attorney General’s Office**, the **Department of Commerce and Insurance**, the **Department of Labor and Industrial Relations** and the **Office of Administration** 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 2025 (10 Mo.)	FY 2026	FY 2027
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2025 (10 Mo.)	FY 2026	FY 2027
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT – Small Business

Small businesses who are a party to a lawsuit could be impacted by this proposal.

FISCAL DESCRIPTION

This act provides that a portion of a plaintiff’s claim for damages may be satisfied by a reimbursement from a defendant or a defendant’s insurer or authorized representative if all or any part of the plaintiff’s deductible and damages are reimbursed to the plaintiff’s insurer by the defendant or his or her insurer or authorized representative and if such plaintiff would have a potential double recovery without such satisfaction.

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

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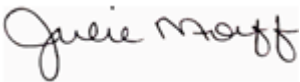
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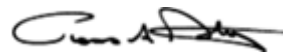
April 8, 2024

SOURCES OF INFORMATION

Office of the State Courts Administrator
Attorney General's Office
Department of Commerce and Insurance
Department of Labor and Industrial Relations
Office of Administration



Julie Morff
Director
April 8, 2024



Ross Strobe
Assistant Director
April 8, 2024