

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0608H.04C
Bill No.: HCS for SS for SCS for SB 105
Subject: Agriculture; Trees and Other Plants
Type: Original
Date: May 5, 2025

Bill Summary: This proposal modifies provisions relating to agriculture

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
General Revenue*	\$0 or (\$123,235)	\$0 or (\$116,000)	\$0 or (\$116,000)
Total Estimated Net Effect on General Revenue	\$0 or (\$123,235)	\$0 or (\$116,000)	\$0 or (\$116,000)

*Oversight assumes for §178.350, the 2026-27 school year and all subsequent school years, the pilot program may become a program implemented in all elementary schools in the state.

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
Total Estimated Net Effect on Other State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2026	FY 2027	FY 2028
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 2026	FY 2027	FY 2028
Local Government*	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)

*Oversight assumes for §178.350, for the 2026-27 school year and all subsequent school years, the pilot program may become a program implemented in all elementary schools in the state.

FISCAL ANALYSIS

ASSUMPTION

§178.530 - Pilot Program for Agricultural Education in Elementary Schools

Officials from **Department of Elementary and Secondary Education (DESE)** assume section 178.530 would expand an agricultural education pilot program to all schools.

In order to implement the program as described elementary teachers will need to receive training for the implementation. One approach would be to provide this instruction through the nine RPDCs. DESE estimates one contract with the RPDCs at an annual cost of \$116,000. This contract would include an initial meeting with 20 participants representing various commodity associations with hotel/meal/mileage reimbursement for the cost of \$7,235 in order to review the program and finalize training. This program exists in some schools at this time and so DESE expects this contract with the RPDCs and the initial meeting to meet the need to implement statewide.

In addition, DESE provided data that shows there are 1,208 elementary schools across Missouri, of those 1,208 only 40 schools participated over the three-year trial in the pilot program. However, it is noted that during the second and third year of the program schools were affected by the pandemic which affected the participation. DESE could not provide how many schools have continued the program after the pilot has ended.

Upon further inquiry, DESE assumes if this proposal passes, they will make this a new decision item in their budget. Therefore, since the proposal would be subject to appropriation, **Oversight** will reflect a zero or the estimated impact by DESE in the fiscal note.

In response to similar legislation, HCS for HB Nos. 1555 & 1026 (2025), officials from the **Joplin School District** assumed the proposal will have no fiscal impact on their organization.

In response to similar legislation, HCS for HB Nos. 1555 & 1026 (2025), officials from the **Maries Co. R-II School District**, a district that participated in the pilot program for two years, stated they did not have any real cost. The materials were provided by the pilot program. The only costs were the teachers' time during the school day.

In response to similar legislation, HCS for HB Nos. 1555 & 1026 (2025), officials from **Washington School District** assumed there is a financial impact for HB 1026 of \$45,000 for the first year and every 3-5 years for a curriculum cycle- training for elementary staff \$7,000, and curriculum/course work \$45,000.

Oversight notes the required curriculum is copyrighted and is not currently accessible to all teachers in Missouri. DESE is currently working with mySci program and institute for School Partnership to provide this for a fee. Oversight assumes there could be costs including staff,

purchase of curriculum/course work, and any other materials relevant to implement the proposal. For the 2026-27 school year and all subsequent school years, the pilot program may become a program implemented in all elementary schools in the state. Therefore, Oversight will reflect zero (no participation) or an unknown cost in the fiscal note.

§263.070 – Invasive Plants

Officials from the **Missouri Department of Agriculture** 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 for this agency.

§§272.138 & 272.380 – Fences and Enclosures

In response to similar legislation, HCS for HB 1116 (2025), officials from the **Office of the State Courts Administrator**, the **Missouri Department of Conservation**, the **Missouri Department of Transportation**, the **Department of Commerce and Insurance**, **Kansas City, Osceola** and the **City of O'Fallon** each assumed 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.

In response to similar legislation, HB 1729 (2024), officials from the **St. Louis City** assumed the proposal will have no fiscal impact on their organization.

In response to similar legislation HB 297 (2023), officials from the **City of Springfield** assumed the proposal will have no fiscal impact on their organization.

§§301.010 & 307.010 – Cotton Trailers

In response to similar legislation, HCS for HB 169 (2025), officials from the **Missouri Department of Transportation** assumed the proposal would 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.

Responses regarding the proposed legislation as a whole

Officials from the **Missouri Department of Conservation**, the **Department of Natural Resources**, **Department of Revenue**, **Department of Public Safety - Missouri Highway Patrol**, the **Missouri Department of Agriculture**, and the **State Tax Commission** 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 2026 (10 Mo.)	FY 2027	FY 2028
GENERAL REVENUE			
<u>Costs</u> – DESE – §178.530 Contractor/ Professional development - p.3	\$0 or (\$116,000)	\$0 or (\$116,000)	\$0 or (\$116,000)
<u>Costs</u> – DESE – §178.530 Work Group-Initial Coordinator Meeting - p.3	<u>\$0 or (\$7,235)</u>	<u>\$0</u>	<u>\$0</u>
ESTIMATED NET EFFECT ON GENERAL REVENUE	<u>\$0 or (\$123,235)</u>	<u>\$0 or (\$116,000)</u>	<u>\$0 or (\$116,000)</u>

<u>FISCAL IMPACT – Local Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
SCHOOL DISTRICTS			
<u>Costs</u> – §178.530 – School Districts – Implement Agriculture Program - p.3	\$0 or (Unknown)	\$0 or (Unknown)	\$0 or (Unknown)
ESTIMATED NET EFFECT ON SCHOOL DISTRICTS	<u>\$0 or (Unknown)</u>	<u>\$0 or (Unknown)</u>	<u>\$0 or (Unknown)</u>

FISCAL IMPACT – Small Business

Small nurseries and nursery dealers could be impacted as a result of this proposal. §263.070

The proposed legislation could impact small business contractors. §272.138 & 272.380

FISCAL DESCRIPTION

Section 178.530 - Pilot Program for Agricultural Education in Elementary Schools

This section ends the current pilot program for agriculture education in elementary schools in the 2025-26 school year and states that beginning in the 2026-27 school year the program may be implemented by the Department of Elementary and Secondary Education statewide for all elementary schools.

§263.070 – Invasive Plants

This section states that all plant nurseries shall comply with certain affidavit requirements relating to plant pest infestation. The affidavit shall state that the nursery dealer shall not knowingly and intentionally sell or distribute any viable plant portions or seeds of certain plants described in the act.

§§272.138 & 272.380 – Fences and Enclosures

This bill specifies that if the owner of a property or a contractor hired by the owner constructs, maintains, or repairs a division fence used to enclose a field or enclosure where animals are kept, the owner or contractor may enter onto the adjoining property up to 10 feet to repair, maintain or construct the fence. The owner or contractor is not liable for damages for clearing any trees, brush, or vegetation within the 10-foot boundary or division fence. However, the owner or contractor would be liable for damages caused by entry onto the adjoining property, including damages to crops.

These provisions do not include adjoining property owned by any utility company, railroad, or certain zoological parks, wildlife conservation facilities, or animal sanctuaries. The provisions do not allow an owner or contractor to enter into a building on the adjoining property.

§§301.010 & 307.010 – Cotton Trailers

These sections increase, from 40mph to 70 mph, the maximum speed at which cotton trailers may travel, and repeals a requirement that cotton trailers be used exclusively for transporting cotton.

These sections also provide that cotton trailers shall not be in violation of the law regulating the securing of loads provided that certain conditions are met, no portion of the load becomes dislodged and falls from the cotton trailer, and the goods or material is secured in a manner specified in the act.

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 Elementary and Secondary Education
Missouri Department of Agriculture
Missouri Department of Conservation
Department of Natural Resources
Department of Commerce and Insurance
Missouri Department of Transportation
Department of Revenue
Department of Public Safety
- Missouri Highway Patrol
State Tax Commission
Office of the State Courts Administrator
Kansas City
O'Fallon
St. Louis City
Joplin School District
Maries Co. R-II School
Washington School



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