

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 0805S.05P  
Bill No.: Perfected SS for SCS for SBs No. 81 & 174  
Subject: Fireworks; Fire Protection; Counties; Crimes and Punishment  
Type: Original  
Date: February 18, 2025

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Bill Summary: This proposal modifies provisions relating to fireworks protections.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</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 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
Fire Education	Could exceed \$32,912	Could exceed \$39,494	Could exceed \$39,494
Cigarette Fire Safety & Firefighter Protection	Could exceed \$43,121	Could exceed \$51,745	Could exceed \$51,745
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>Could exceed \$76,033</b>	<b>Could exceed \$91,239</b>	<b>Could exceed \$91,239</b>

Numbers within parentheses: () indicate costs or losses.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2026</b>	<b>FY 2027</b>	<b>FY 2028</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 2026</b>	<b>FY 2027</b>	<b>FY 2028</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 2026</b>	<b>FY 2027</b>	<b>FY 2028</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## **FISCAL ANALYSIS**

### **ASSUMPTION**

Due to time constraints, **Oversight** was unable to receive some agency responses in a timely manner and performed limited analysis. Oversight has presented this fiscal note on the best current information that we have or on information regarding a similar bill(s). Upon the receipt of agency responses, Oversight will review to determine if an updated fiscal note should be prepared and seek the necessary approval to publish a new fiscal note.

### **§§320.111 320.116 and 320.147 – Provisions governing fireworks**

In response to the previous version of this proposal, officials from the **Department of Public Safety (DPS) – Division of Fire Safety (DFS)** stated the DFS took the average of each type of permit over the past three fiscal years and multiplied it by the current and proposed new fees. From the totals, the ATC figured the difference and calculated the proposed 80/20 split between fund 0821 (Firefighter Training) and 0927 (Fire Safe Cigarette). Since the fund split is a new proposal, the ATC then took the low and high revenues over the past three fiscal years to calculate the split and add the fee increase. This would cause an increase in revenues to the Firefighter Training Fund of approximately \$37,480 to \$39,494 annually and an increase to the Fire Safe Cigarette Fund of approximately \$49,731 to \$51,745 annually.

**Oversight** notes the provisions of §320.111.6(5) changed the seasonal retailer fee from \$100 to \$150. Therefore, Oversight will present the fiscal impact provided by DPS-DFS as “could exceed” the impact provided.

Officials from the **Department of Natural Resources**, the **DPS - Missouri Highway Patrol** and the **City of Kansas City** 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.

In response to a previous version of this legislation, officials from the **Missouri Department of Transportation** and the **Fruitland Area Fire Protection District** assumed the proposal would have no fiscal impact on their organization.

### **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.

In response to a previous version of this legislation, officials from the **Office of the Secretary of State (SOS)** noted 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.

**Oversight** only reflects the responses received from state agencies and political subdivisions; however, other cities, various county officials, and fire protection districts were requested to respond to this proposed legislation but did not. A listing of political subdivisions included in the Missouri Legislative Information System (MOLIS) database is available upon request.

<u>FISCAL IMPACT – State Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
<b>FIRE EDUCATION FUND (0821)</b>			
<u>Income</u> – DPS-DFS – increase in license and permit fees (§320.111.10) p.3	Could exceed \$32,912	Could exceed \$39,494	Could exceed \$39,494
<b>ESTIMATED NET EFFECT ON THE FIRE EDUCATION FUND</b>	<b><u>Could exceed</u> <u>\$32,912</u></b>	<b><u>Could exceed</u> <u>\$39,494</u></b>	<b><u>Could exceed</u> <u>\$39,494</u></b>
<b>CIGARETTE FIRE SAFETY &amp; FIREFIGHTER PROTECTION FUND (0937)</b>			
<u>Income</u> – DPS-DFS – increase in license and permit fees (§320.111.10) p.3	Could exceed \$43,121	Could exceed \$51,745	Could exceed \$51,745
<b>ESTIMATED NET EFFECT ON THE CIGARETTE FIRE SAFETY &amp; FIREFIGHTER PROTECTION FUND</b>	<b><u>Could exceed</u> <u>\$43,121</u></b>	<b><u>Could exceed</u> <u>\$51,745</u></b>	<b><u>Could exceed</u> <u>\$51,745</u></b>

<u>FISCAL IMPACT – Local Government</u>	FY 2026 (10 Mo.)	FY 2027	FY 2028
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT – Small Business

This proposal will negatively impact small businesses that sell fireworks as licensure fees are increased. (§320.111)

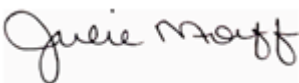
FISCAL DESCRIPTION

This act modifies the permit and licensing fees and penalties which the State Fire Marshal is authorized to assess. Fees for permits shall be deposited to the Fire Education Fund and the Cigarette Fire Safety Standard and Firefighter Protection Act Fund as provided in this act. (§320.111)

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 Natural Resources  
Department of Public Safety –  
    Division of Fire Safety  
    Missouri Highway Patrol  
Missouri Department of Transportation  
Office of the Secretary of State  
City of Kansas City  
Fruitland Area Fire Protection District  
Joint Committee on Administrative Rules



Julie Morff  
Director  
February 18, 2025



Jessica Harris  
Assistant Director  
February 18, 2025