

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3681-07
Bill No.: HCS for SS for SCS for SB 931
Subject: Corporations- Securities
Type: Original
Date: May 9, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 20
General Revenue	(\$101,912)	(\$107,282)	(\$109,969)
Basic Civil Legal Services	\$3,700,000	\$3,700,000	\$3,700,000
Total Estimated Net Effect on <u>All</u> State Funds	\$3,598,088	\$3,592,718	\$3,590,031

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 200
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials of the **State Auditor's Office** assume no fiscal impact.

Officials of the **State Treasurer's Office** assume no fiscal impact.

Officials of the **Department of Insurance** assume no fiscal impact.

Officials of the **Department of Revenue** assume there would be no fiscal impact.

Officials of the **Office of Secretary of State- Corporations Division and Securities Division** assume there would be no fiscal impact.

Officials of the **Department of Labor and Industrial Relations** assume no fiscal impact.

Officials of the **Office of State Courts Administrator** stated that this proposal establishes the "Basic Legal Services Fund" and authorizes additional filing fees in civil and criminal cases to be credited to the fund. Moneys collected for this fund are to be paid by the Court Clerk to the Office of State Courts Administrator; the Missouri Supreme Court is to determine and oversee the administration of this fund.

Officials assume that filing fees would range from \$5.50 to \$20.00, and based on caseload analysis for FY 2001, the additional fees would generate approximately \$3,700,000 in any given year.

The Office of State Courts Administrator would need one professional staff and one clerical staff to collect, administer, and distribute the moneys for this fund. The cost of 2 FTE, Fringe Benefits, and Equipment and Expense for 10 months of FY 2003 is \$101,912; in FY 2004 \$107,282; and \$109,969 in FY 2005. Officials assume these costs would be paid from the State's General Revenue Fund, and not from the Basic Civil Legal Services Fund.

FISCAL IMPACT - State Government

FY 2003
(10 Mo.)

FY 2004

FY 2005

GENERAL REVENUE

Cost to Office of State Courts
Administrator

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
Personal Services (2 FTE)	(\$63,673)	(\$78,318)	(\$80,276)
Fringe Benefits	(\$22,929)	(\$28,202)	(\$28,907)
Equipment	(\$15,310)	(\$762)	(\$786)
Total cost to General Revenue Fund	<u>(\$101,912)</u>	<u>(\$107,282)</u>	<u>(\$109,969)</u>

**BASIC CIVIL LEGAL SERVICES
 FUND**

Income to Basic Civil Legal Services
 Fund

From filing fees from Circuit Clerks	<u>\$3,700,000</u>	<u>\$3,700,000</u>	<u>\$3,700,000</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<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.

DESCRIPTION

This substitute revises various laws relating to persons and entities required to be registered with the Secretary of State's Office and business procedures regulated by the Secretary of State. In its main provisions, the substitute:

(1) Makes technical changes to Article 9 (secured transactions) of the Uniform Commercial Code. The substitute corrects some intersectional references, changes some language to correspond to the current version of the revised Article 9 model act, clarifies that certain collected fees are nonstate funds, and remedially removes the perfection method for liens on manufactured home from the governance of Article 9;

DESCRIPTION (continued)

(2) Revises Chapter 486, RSMo, regarding notaries public, including clarifying language in existing sections and strengthening notice, registration, renewal, and documentation

requirements; and

(3) Revises the process for corporations, not-for-profit corporations, and professional corporations to file annual reports with the Secretary of State.

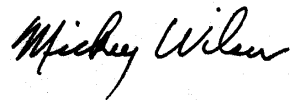
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of State Auditor
Office of State Treasurer
Secretary of State- Division of Corporations and Securities
Department of Revenue
Department of Insurance
Department of Labor and Industrial Relations

NOT RESPONDING

Office of the Attorney General



Mickey Wilson, CPA
Acting Director
May 9, 2002