

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 4439-02  
Bill No.: SB 1150  
Subject: Administration, Office of; Attorney General; Attorneys; State Departments  
Type: Original  
Date: February 26, 2002

---

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2003</b>	<b>FY 2004</b>	<b>FY 2005</b>
None			
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2003</b>	<b>FY 2004</b>	<b>FY 2005</b>
None			
<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 LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2003</b>	<b>FY 2004</b>	<b>FY 2005</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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

---

**FISCAL ANALYSIS**

ASSUMPTION

Officials from the **Department of Social Services** did not respond to our fiscal impact request.

Officials from the **Office of the Attorney General, Office of Administration – Division of Purchasing and Materials Management, Departments of Agriculture, Corrections, Insurance, Revenue, Labor and Industrial Relations, Elementary and Secondary Education, Mental Health, Economic Development, Health and Senior Services, Higher Education, Transportation, and Public Safety** assume the proposed legislation would have no fiscal impact on their agencies.

Officials from the **Department of Conservation (MDC)** assume the proposal could increase litigations costs for their agency. MDC assumes the amount of fiscal impact would be negligible.

Officials from the **Department of Natural Resources (DNR)** state they retain attorneys throughout the state to serve as hearing officers on commission actions. DNR notes, in the aggregate, they may spend more than \$100,000 for these services. DNR states the amount spent on this activity is dependent on the number of permit appeals the commissions hear. DNR assumes the number of hearings and the associated costs that may arise are unknown. DNR assumes the proposal could result in a procedural change.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<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

Small business law practices may realize improved opportunity to compete for legal services.

DESCRIPTION

This proposal creates the "Private Attorney Retention Act." This proposal requires state agencies to use competitive bidding when contracting for legal services. State agencies shall not enter into a contract that exceeds \$100,000 in any fiscal year without a specific appropriation for that purpose. Any state agency using a private attorney must report certain information about the hours, fees and expenses of the private attorney to the Office of Administration for each fiscal year and the Office of Administration shall submit a report to the General Assembly annually.

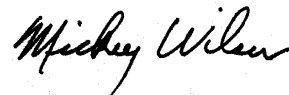
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Office of the Attorney General  
Office of Administration  
Division of Purchasing and Materials Management  
Department of Agriculture  
Department of Corrections  
Department of Insurance  
Department of Revenue  
Department of Labor and Industrial Relations  
Department of Elementary and Secondary Education  
Department of Mental Health  
Department of Economic Development  
Department of Health and Senior Services  
Department of Higher Education  
Department of Public Safety  
Department of Transportation  
Department of Conservation  
Department of Natural Resources

NOT RESPONDING

Department of Social Services



Mickey Wilson, CPA

L.R. No. 4439-02  
Bill No. SB 1150  
Page 4 of 4  
February 26, 2002

Acting Director

February 27, 2002

KLR:LR:OD (12/01)