

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3261-03
Bill No.: Perfected HBs 1030, 1033, 1146, 1225, and 1326
Subject: Political Subdivisions: Sales Tax, Transient Guest Tax, Fire Protection Districts, County Commissions, Ambulance Districts, and Roads
Type: Original
Date: March 30, 2006

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
General Revenue	\$17,049 or Unknown	\$32,714 or Unknown	\$47,980 or Unknown
Total Estimated Net Effect on General Revenue Fund	\$17,049 or Unknown	\$32,714 or Unknown	\$47,980 or Unknown

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
School Moneys	\$0	\$0	\$0
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 28 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
Local Government	\$17,049 to (Unknown)	\$32,714 to (Unknown)	\$47,980 to (Unknown)

FISCAL ANALYSIS

ASSUMPTION

Officials of the **Office of State Treasurer** assume no fiscal impact to their office.

Officials of the **Office of State Court Administrator** assume no fiscal impact on the Courts.

Officials of the **Department of Social Services** assume no fiscal impact.

Officials of the **Office of Administration** made no comment on the legislation.

Officials of the **Department of Public Safety - All Divisions** assume no fiscal impact.

Officials of the **Department of Revenue** assume they would have some administrative impact from the numerous sales taxes allowed, however, officials assume no fiscal impact.

ASSUMPTION (continued)

Officials of the **Department of Mental Health** assume no fiscal impact.

Oversight assumes the following sections in this proposal are permissive, procedural, changes certain requirements, or empowers governing bodies at their discretion to do various things.

Section 49.292 Allows County Commissions to reject land gifts to the county.

Section 50.032 establishes a procedure for counties to settle disputes arising from financial expenditures made between counties.

Oversight assumes that there could be some costs of mileage and boarding of other County Commissioners that would be selected to mediate a dispute between counties. **Oversight** assumes any costs would be minimal. **Oversight** assumes no fiscal impact.

Section 50.327 Requires county public administrators to be paid a salary according to the statutory schedule.

Section 50.339 The salary commission in Cape Girardeau County is authorized to meet to determine whether to equalize the base salaries of the Treasurer and Public Administrator with the base salaries of the Auditor and Recorder of Deeds.

Oversight assumes this proposal is discretionary in that it empowers the Cape Girardeau County Salary Commission to equalize certain county officials salaries. This proposal does not mandate that salaries are to be equalized. **Oversight** assumes no local fiscal impact.

Section 52.230 Changes the date on which Collectors of Revenue in 1st class non-chartered and 2nd, 3rd, and 4th class counties must send out delinquent tax statements.

Section 54.040 add new requirements for candidates seeking the office of County Treasurer.

Oversight assumes this section only establishes requirements of candidates seeking the office of County Treasurer and would have no local fiscal impact.

Section 67.048 requires any county board that receives funding from the county and whose members are appointed by the County Commission to submit an annual report.

Oversight assumes there would be some administrative impact of putting the report together, however, **Oversight** assumes no fiscal impact.

Section 67.304 Allows the governing body of any municipality or county to authorize its employees or agents to stand in a road to solicit charitable contributions

Section 67.797 authorizes the governing body of Boone County to have exclusive control over the expenditures and operation of a regional recreational district located only in that county on land owned solely by the county.

In response to identical legislation, fiscal note 4279-02 HB 1710 the following fiscal impact statements were issued:

Officials of the **Department of Natural Resources - State Parks** assume no fiscal impact to their agency.

Oversight assumes this proposal is enabling legislation which grants administrative control of the Regional Recreation District located in Boone County to the Boone County Commission provided the district is located in only Boone County and on land owned solely by the county.

Oversight assumes this proposal does not require any new expenditure of funds, nor does it create any new revenues. Therefore, **Oversight** assumes no fiscal impact to state or local governments.

Section 67.1360 Allows the City of Sullivan and the portion of the Sullivan C-2 School District located in Franklin County to levy a transient guest tax.

Oversight assumes no state fiscal impact. The Department of Revenue does not collect transient guest taxes. **Oversight** assumes the City of Sullivan would have administration costs of collecting the tax and would have costs of promoting tourism. **Oversight** assumes costs would not exceed income in a given year. **Oversight** assumes no fiscal impact to the City of Sullivan.

ASSUMPTION (continued)

Section 67.1806 prohibits certain individuals from being members of the Regional Taxicab Commission in the St. Louis area.

In response to similar legislation, fiscal note 3743-02 HB 1342, the following fiscal impact statements were issued:

Officials of **St. Louis County - Department of Public Works and Administrative Services** assume this proposal would have no fiscal impact.

Oversight assumes this proposal does not add any new duties, or require an expenditure of funds. **Oversight** assumes this proposal changes the requirements for members of the St. Louis County Regional Taxicab Commission, and would have no state or local fiscal impact.

Section 72.080 Changes the requirements for the incorporation of a city or town

Section 100.050 Currently, if a municipality undertakes an industrial development project which was approved after August 28, 2003, the lessee may reimburse the municipality for the actual costs of issuing the bond and administering the plan. Anything reimbursed in excess of the actual costs must be disbursed to each school district, junior college district, county, or city in proportion to its current ad valorem tax levy.

This bill specifies that for plans approved after May 15, 2005, in Boone County, reimbursements in excess of the actual costs must be disbursed to each affected taxing entity in proportion to the current ad valorem tax levy of each affected taxing entity, not just the entities in current law.

In response to identical legislation, fiscal note 4501-02 HB 1711 the following fiscal impact statements were made:

Officials from the **Department of Economic Development (DED)** state the bill should have no fiscal or administrative impact on DED. It provides for municipalities who are carrying out industrial development projects.

Officials from the **City of Columbia, Boone County** and **Columbia School District** did not respond to our request for fiscal impact.

ASSUMPTION (continued)

Oversight assumes the proposal would change the distribution of excess payments from lessees of industrial development projects within Boone County. Oversight assumes the proposal may result in a possible reduction of excess funds distributed to school districts, junior college districts, county or cities, and an offsetting possible increase in disbursements to other taxing entities. Oversight assumes the net effect to local political subdivisions would net to zero.

Section 138.010 Changes the membership of county boards of equalization

Section 138.135 Makes minor changes in the law which affects county board of equalization in St. Louis County.

Section 140.852 authorizes the governing body of any county, city, town, or village to enter into contracts with private parties for the collection of delinquent taxes.

Oversight assumes as this legislation is written, this section is discretionary and only allows governing bodies to enter into contracts for the collection of taxes. **Oversight** assumes this section does not mandate that governing bodies contract for the collection of taxes. **Oversight** assumes no fiscal impact.

Section 177.091 Allows the City of Corder to sell property purchased from a school district for any purpose it deems necessary after 25 years.

Section 228.040 228.070 and 228.190 Allows County Commissions, at their discretion, to open a county road and conclusively establishes the status as a public road of any county road for which the county has received County Aid Road Trust funds for at least five years after January 1, 1990.

The County Highway Engineer is no longer required to examine and approve a road or road change before the county

Section 321.200 Authorizes the Circuit Court of the county to fill a vacancy on a county fire protection district board if the remaining elected members cannot agree

Section 473.748 Makes any term or provision in a contract unenforceable if it requires a Public Administrator who is acting as a guardian to pay the debt of a ward.

ASSUMPTION (continued)

Section 610.010 amends the definition of "public record" as it relates to the conduct of public business by political subdivisions.

Oversight assumes this section would have no state or local fiscal impact.

Section 1 Reassigns the Monroe City R-1 School District to a county with the higher dollar value modifier.

Officials of the **Department of Elementary and Secondary Education** stated that the proposed language will cause an increase to the dollar value modifier variable used for the district from 1.000 to 1.023. This change will have cost to the state's general revenue fund and to the state school moneys fund and will increase the state payment to the district by approximately \$17,049 in FY07, \$32,714 in FY08 and \$47,980 in FY09 for a total of \$97,743. These are estimates based on constant pupil counts and the state adequacy target.

While the language in section 1 is written for a specific school district, it sets a precedent in public policy of allowing school districts in multiple counties to make a change to their six digit school district number so that the county with the highest dollar value modifier is used in the school district number. Using a higher dollar value modifier for a district than otherwise would be used will increase the state cost to fund the formula passed in SB 287 in 2005. There are likely several other districts who will seek special legislation if the language in section 1 is approved.

Section 2 Requires the cities of Rogersville and Springfield to abide by the terms of the November 15, 2005, settlement agreement between the cities relating to involuntary annexation of certain real property located between the two cities.

SALES TAXES - CERTAIN POLITICAL SUBDIVISIONS:

Oversight assumes that the following Sections of this proposal are permissive and would require action by the governing body with voter approval. Oversight assumes these sections as written would not result in fiscal impact.

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

Oversight assumes the Department of Revenue would collect the tax and would retain a 1% collection fee which would be deposited into the state's general revenue fund. **Oversight** does not know if the voters would approve the imposition of a sales tax, nor if they did at what rate.

ASSUMPTION (continued)

Therefore, **Oversight** will show fiscal impact to the general revenue fund as \$0 or Unknown.

Section 67.547 allows officials of New Madrid County to place on the ballot the question of imposing a sales tax to be shared between the county and cities within the county. **Oversight** assumes the Department of Revenue would collect the sales tax, however, it is not specified in Section 67.547. **Oversight** assumes the Department of Revenue would retain a 1% collection fee.

Section 67.997 allows officials of Perry County to place on the ballot the question of imposing a sales tax for providing senior services.

Section 67.2040 allows officials of Pulaski County to place on the ballot the question of imposing a sales tax for providing a shelter for women and children.

Section 67.2715 allows officials of the City of Excelsior Springs to place on the ballot the question of imposing a sales tax for constructing, equipping, operating, and maintaining a community center.

Section 67.2715 **Oversight** assumes this proposal allows for two sales tax issues with two different purposes, to be voted upon by the citizens of the City of Excelsior Springs. **Oversight** assumes that this proposal is permissive and requires the governing body at their discretion to place upon the ballot the question of imposing a sales tax for retiring bonds that would be used for constructing, equipping, operating, and maintaining of a community center or to retire current debt and building a community center.

Section 92.500 allows officials of the City of St. Louis to seek voter approval of imposing a sales tax for public safety reasons.

Section 94.860 allows municipalities in St. Louis County to place the question of imposing a sales tax for public safety reasons.

Section 94.950 allows City of Joplin to place the question of imposing a sales tax for the purposes of funding the operation, construction, of historical locations and museums to promote tourism.

ASSUMPTION (continued)

Section 193.065 allows the State Registrar to appoint local registrars from both a city or a county. Current law only allows Registrars to be employed by a county.

In response to identical legislation of this session, fiscal note 4538-01 HB 1707 officials issued the following fiscal impact statements:

Officials of the **Department of Health** stated they would have the following costs:

RWB:LR:OD (12/02)

DHHS Costs:

Currently the registration districts within the state are divided to include 115 local health agencies to serve as local registrars. By allowing city health departments to serve as registrars within the same geographic locations, this proposal could add an additional 10 health agencies resulting in the need for one additional FTE by DHSS.

Personal Services:

An Office Support Assistant - Keyboarding would provide ongoing support for the additional local registrars including responding to telephone, fax and email inquiries; maintaining in-house supplies for distribution, completing supply requisitions, storing and retrieving documents and microfilm cartridges, conducting manual and computer searches; updating the computer system and making copies as necessary.

E&E Costs:

Standard per FTE costs for 1 FTE are included in this estimate. The extra monitor allows better searching capabilities. Occasionally, certificates generated from the mainframe system may have what appears to be an error in spelling or a date. The two monitors are placed side-by-side allowing the employee to view data in the mainframe system and compare that with the imaged original certificate to determine if keying errors were made when entering the data in the mainframe system or if the birth certificate originally had an error on it. If there was a keying error, it can be quickly corrected and a certificate can be generated for the requestor.

Presently, DHSS prints approximately 600,000 birth certificates (\$50,000) and 300,000 death certificates (\$25,000) yearly for distribution to LPHAs at no cost to the local registrars. (50,000 + 25,000 = \$75,000) The certificates are distributed in bulk at a cost of \$6.33 per case. An average of 6 cases per month (4 birth certificates, 2 death certificates) are distributed to each agency for a total cost of \$456 annually. (6 x \$6.33 x 12 = \$456) Assuming 10 additional sites added as a result of the proposal, DHSS estimates an annual cost of \$4,560. (\$456 x 10 = \$4,560)

ASSUMPTION (continued)

LOCAL REVENUE LOSS

During calendar year 2005, the 115 LPHAs issued 650,064 certified copies of vital records (156,000 death certificates and 494,604 birth certificates). Based on this data, DHSS assumes each LPHA would have an average revenue loss of approximately \$6,566 (\$5,155 for birth certificates; \$1,411 for death certificates).

494,064 birth certificates X \$15/certificate = \$7,410,960 Local Revenue 115 LPHAs = \$64,443
Revenue per LPHA (as Registrars); 494,064 birth certificates 125 Local Registrars (LPHAS +

City Health Departments) = \$59,288 Revenue per Local Registrar; \$64,443 - \$59,288 = \$5,155
Average loss to LPHAs

156,000 death certificates X \$13/certificate = \$2,028,000 Local Revenue 115 LPHAs = \$17,635
Revenue per LPHA (as Registrars); 156,000 death certificates 125 Local Registrars (LPHAs +
City Health Departments) = \$16,244 Revenue per Local Registrar; \$17,635 - 16,224 = \$1,411
Average loss to LPHAs

DHSS is unable to project the amount of revenue city health departments would collect under
this proposal.

Oversight assumes the language in this proposal is permissive and therefore, no costs are
assigned. **Oversight** assumes any potential costs anticipated by the Department of Health would
need appropriation approval and would go through the budget process.

Officials of **St. Louis County** stated that this proposal would have no fiscal impact to the
county.

Oversight assumes any revenues lost to county agencies would be gained by city agencies,
netting local revenues to zero.

Section 137.115 allows the City of Gladstone to levy separate and differing property tax rates.

Officials of the **Department of Revenue**, and the **State Tax Commission** assume no fiscal
impact.

Oversight assumes this proposal is permissive and would have no state or local fiscal impact.
Before fiscal impact would be realized, City officials would have to approve the option.

ASSUMPTION (continued)

Section 139.100 provides a procedure for County Collectors to be used whenever the Collector
makes an error and does not charge the taxpayer the correct amount.

Oversight assumes no state or local fiscal impact

Section 162.441 regulates the required number of signatures on a petition to allow any school
district to be attached to one or more adjacent seven-district school districts.

Oversight assume no state or local fiscal impact.

Section 230.220 In counties that have adopted a County Highway Commission as provided for in this section, members appointed to the commission would no longer receive as compensation of \$15 per day for the first meeting of each month and \$5 for attending each meeting thereafter during the month. Members would no longer be reimbursed for mileage at the rate of .08 cents per mile. This proposal would allow the County Commission to determine the amount of compensation to be received by the appointed members, and mileage reimbursement would be at the same rate as that received by the County Commission.

Oversight assumes this proposal is permissive in that the amount of compensation received by the appointed members would be determined by the governing body. The decision to establish a County Highway Commission is discretionary. **Oversight** assumes any fiscal impact would not be significant.

Section 260.830 and 260.831 Authorizes Jasper County Commission to seek voter approval to impose a landfill fee.

Oversight assumes these sections are permissive and would have no fiscal impact unless the County Commission would place the question of imposing a landfill fee on the ballot, and would receive voter approval.

Section 321.552 Authorizes any ambulance or fire protection district in the counties of Greene, Platte, Clay, St. Charles, and St. Louis, upon voter approval, to impose a sales tax of up to one-half of 1% for the operation of the district and for the reduction of property taxes. Currently, the ambulance and fire protection districts in these counties are excepted from the tax authorization. Ambulance or fire protection districts imposing a tax under this authorization cannot charge residents a fee for services rendered.

ASSUMPTION (continued)

Officials of the **Taney County Ambulance District** and the **St. Charles County Ambulance District** stated that for the ambulance districts that currently levy a sales tax this bill would eliminate 60% of their annual revenue (\$500,000.00) with the stipulation that no residents of the district will be charged a fee for service. Coupled with the requirement of rolling back property tax up to 50% of the sales tax collected will cripple the industry as it effectively eliminates any monies collected under the sales tax and reduces the property tax at the same time.

Oversight assumes this proposal does not require districts which currently have a sales tax under this section, to roll back property taxes; however, new language would prohibit ambulance and fire districts which currently levy a sales tax from charging a user fee. Based on fiscal impact statements by ambulance officials, **Oversight will show a loss of revenue to ambulance and fire district which currently levy sales taxes, from restrictions on collecting user fees. Oversight has no way of estimating the loss to ambulance and fire districts; therefore, the loss will be shown as Unknown, and expect the loss on a statewide basis to exceed \$100,000 annually.** **Oversight** assumes this proposal is permissive for those ambulance and fire districts located in certain counties, which under this proposal receives the authority for the first time to seek voter approval to levy a sales tax for fire or ambulance purposes. **Oversight** assumes that the boards of ambulance and fire districts would do what is best for their district, and assume no fiscal impact for them. This proposal does not require them to seek voter approval for a sales tax.

Section 321.162 Requires board members of fire protection districts elected on or after January 1, 2007, to attend a training course approved by the State Fire Marshal.

Officials of the **Department of Public Safety - State Fire Marshal** assume no fiscal impact to their office.

Officials of the **Central County Fire & Rescue**, and the **DeSoto Fire Protection Districts** assume there would be costs associated with travel and lodging. DeSoto District officials estimate costs at \$400 annually unless training is held regionally, then there would be no cost. Central County estimates costs of \$1,000 per new board member.

Oversight assumes costs would be minimal for fire protection districts. **Oversight** will show fiscal impact to fire protection districts as \$0 or Unknown, depending upon where training is held. **Oversight** assumes this proposal would become law on September 1, 2006 and would only affect board members elected on or after January 1, 2007. **Oversight** will show fiscal impact for 6 months of FY 2007.

ASSUMPTION (continued)

Section 321.688 provides a procedure for consolidation of fire protection districts located in Jefferson County.

Oversight assumes this proposal sets forth the procedures fire protection districts located in Jefferson County would follow if they wanted to consolidate districts. **Oversight** assumes this proposal requires action of the governing boards of fire districts and with voter approval before

any fiscal impact would occur. Since fire districts would already be established there would be no new or additional tax, and **Oversight** assumes all material assets would be combined. **Oversight** assumes the only costs would be for the election to consolidate, which if held on a general or primary election date costs would be insignificant. Voters living in a fire protection district that had been levying a tax greater than the fire district with which they would be consolidating would pay a reduced tax.

Oversight assumes no state or local fiscal impact because this proposal as written is permissive and requires voter approval

Section 479.020 Regulates the retirement age of municipal judges in Kansas City.

Oversight assumes no state or local fiscal impact.

Sections 644.584, 644.585, and 644.586 - Extension of Bond Authorization:

Officials of the **Office of State Treasurer** assume no fiscal impact to their office.

Officials of the **Department of Natural Resources** assume no direct fiscal impact from this proposal.

Officials assume that bonds are sold on an as needed basis. Bond sales lag authorization by approximately 3 years.

37(e) money is approved for \$10 million to be spent as follows:
\$7 Million for the 40% State Construction Grant Program
\$3 Million for the Rural Water and Sewer grants

37(g) money is approved for \$10 Million to be spent as follows:
\$5 Million for Rural Water grants and loans
\$5 Million for Rural Sewer grants and loans

ASSUMPTION (continued)

37(h) money is approved for \$20 Million to be spent as follows:
\$10 Million for storm water grants
\$10 Million for storm water loans

Officials from the **Office of Administration, Division of Accounting** assume there would be no

fiscal impact relating to this legislative authorization increase, but there would be a fiscal impact if any of the currently outstanding authorization is actually issued. There would need to be debt service funding of approximately \$700,000 for principal and interest for every \$10 million dollars issued and one time costs of approximately \$178,842 for each issuance.

Section 650.465 requires any law enforcement, ambulance, and fire protection agency to remove all emergency lights, siren, and decals prior to selling or consigning the vehicle.

Officials of the **Department of Public Safety - Divisions of State Highway Patrol, Fire Safety, Water Patrol, and Capitol Police** assume no fiscal impact.

Officials of the **Department of Health and Missouri Conservation Department** assume no fiscal impact.

Officials of the **City of St. Louis Metropolitan Police Department, Boone County Sheriff's Office,** assume no fiscal impact.

Oversight assumes agencies that require use of emergency equipment currently remove all equipment before disposal. **Oversight** assumes no state or local fiscal impact.

Section 4 allows officials of the City of Joplin to place on the ballot the question of imposing a sales tax for preserving non-profit museums, and historical places.

Oversight cannot estimate the amount of revenue that might be generated by the sales taxes because Oversight cannot predict if voters will approve the imposition of a sales tax for any of the above listed reasons. Therefore, **Oversight** will show fiscal impact as \$0 or a positive Unknown. **Oversight** assumes if a sales tax were approved that annual costs would not exceed the income generated, resulting with either a \$0 balance or a positive Unknown balance for any sales tax fund listed.

ASSUMPTION (continued)

Oversight assumes if any of the sales taxes were approved by the voters, the Department of Revenue - Sales Tax Division would collect the tax. Officials of the Department of Revenue assume any administrative impact could be absorbed with existing personnel. **Oversight** assumes the Department of Revenue would retain a 1% collection fee and would deposit it in the

State's General Revenue Fund. **Oversight** cannot predict if a sales tax would be approved, and if approved at what rate.

Therefore, it is not possible to estimate how much revenue might be generated by the 1% collection fee. **Oversight** will show fiscal impact to the General Revenue Fund as \$0 if no sales tax were approved by the voters, or a positive Unknown if one or more sales taxes would be approved.

Section 5 exempts property that is annexed by City of Harrisonville from paying the fire flow water rate.

Oversight assumes any loss of revenue to the City of Harrisonville would be insignificant, and assumes no local fiscal impact.

TRANSIENT GUEST TAX - CERTAIN LOCAL GOVERNMENT:

Section 94.839 allows the governing body of the Kimberling City to impose a transient guest tax after receiving voter approval. The tax could be used to promote tourism and constructing or maintaining infrastructure improvements.

Section 67.1003 allows the City of Gladstone to levy a transient guest tax for the purpose of promoting tourism. The City could not levy the tax without voter approval.

Oversight assumes that the Department of Revenue does not collect transient guest taxes, therefore, **Oversight** assume the City of Gladstone would have the costs associated with collection and administration of the tax. **Oversight** cannot predict the amount of revenue that would be generated by the tax, because, it is not known at what rate of tax the governing body would ask for voter approval. Therefore, **Oversight** will show income as \$0 if voters would not approve a tax, or Unknown if voters were to approve a transient guest tax. For purposes of this fiscal note fiscal impact will be shown as \$0. **Oversight** assumes annual costs would not exceed annual income.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
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GENERAL REVENUE FUND

Income to Department of Revenue
From 1% sales tax collection fee.

RWB:LR:OD (12/02)

(Sections 4, 67.997, 67.2040, 94.860, 321.552, 94.950, 92.500, 67.547, 67.2715) \$0 or Unknown \$0 or Unknown \$0 or Unknown

Cost to Department of Elementary and Secondary Education - State School Moneys Fund
 For increase in dollar value modifier variable. (Section 1)

(\$17,049) (\$32,714) (\$47,980)

ESTIMATED NET EFFECT TO GENERAL REVENUE FUND

(\$17,049) or Unknown (\$32,714) or Unknown (\$47,980) or Unknown

STATE SCHOOL MONEYS FUND (Section 1)

Income to State School Moneys Fund
 From State General Revenue Fund

\$17,049 \$32,714 \$47,980

Cost to State School Moneys Fund
 For change in school modifier increase in state payment to certain school district.

(\$17,049) (\$32,714) (\$47,980)

ESTIMATED NET EFFECT TO STATE SCHOOL MONEYS FUND (Section 1)

\$0 \$0 \$0

FISCAL IMPACT - Local Government

FY 2007 (10 Mo.) FY 2008 FY 2009

CERTAIN CITIES TOURISM FUND (Section 67.1003, 67.1360, 94.839)

<u>Income</u> to Certain Cities Tourism Fund From voter approved transient guest tax.	\$0 or Unknown	\$0 or Unknown	\$0 or Unknown
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<u>Cost</u> to Certain Cities Tourism Fund From Administration of the tax, and promoting tourism	<u>\$0 or (Unknown)</u>	<u>\$0 or (Unknown)</u>	<u>\$0 or (Unknown)</u>
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ESTIMATED NET EFFECT TO CERTAIN CITIES TOURISM FUND	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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LOCAL POLITICAL SUBDIVISIONS

<u>Income</u> - to other taxing entities within an industrial development project	\$0 to Unknown	\$0 to Unknown	\$0 to Unknown
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<u>Loss</u> - to school district, junior college district, county or city within an industrial development project	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>
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ESTIMATED NET EFFECT TO LOCAL POLITICAL SUBDIVISIONS (section 100.050)	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
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<u>FISCAL IMPACT - Local Government</u> (continued)	FY 2007 (10 Mo.)	FY 2008	FY 2009
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**CERTAIN LOCAL GOVERNMENTS
 (Sections 4, 67.997, 67.2040, 94.860,
 94.950, 92.500, 67.547, 67.2715)**

<u>Income</u> to Certain Local Governments From voter approved sales tax.	Unknown	Unknown	Unknown
<u>Cost</u> to Certain Local Governments From providing specified services.	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
ESTIMATED NET EFFECT TO CERTAIN LOCAL GOVERNMENTS	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

**CERTAIN AMBULANCE AND FIRE
 PROTECTION DISTRICTS (Section
 94.860 St. Louis County Districts)**

<u>Loss of Revenue</u> to Certain Ambulance and Fire Protection Districts From restrictions on collecting user fees.	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
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**FIRE PROTECTION DISTRICTS
 (Section 321.162)**

<u>Cost</u> to Fire Protection Districts From training for board members	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(unknown)</u>
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**AMBULANCE DISTRICTS
 (Section 190.053)**

<u>Cost</u> to County Ambulance Districts From training for board members	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
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<u>FISCAL IMPACT - Local Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
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**CERTAIN SCHOOL DISTRICT
(Section 1)**

Income to certain school district from increase in state payment.	<u>\$17,049</u>	<u>\$32,714</u>	<u>\$47,980</u>
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ESTIMATED NET EFFECT TO LOCAL GOVERNMENT	<u>\$17,049 to (Unknown)</u>	<u>\$32,714 to (Unknown)</u>	<u>\$47,980 to (Unknown)</u>
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FISCAL IMPACT - Small Business

Small businesses within affected cities or counties would have to pay and collect and remit the additional sales tax or transient guest tax, if passed by the vote of the people.

DESCRIPTION

This proposed legislation changes the laws regarding political subdivisions.

SECTION 49.292

This section allows a County Commission to reject the transfer of title of real property to the county by donation or dedication if it is in the best interest of the county to do so. The preparer of a document donating or dedicating real property to a county cannot submit the document for recording unless the grantee's acceptance is proved or acknowledged .

SECTION 50.032

This section prohibits a county from receiving state funds unless the county has agreed by ordinance or order to engage in mandatory mediation in disputes arising with another county over financial expenditures. Costs of the mediation will be shared between the counties involved.

DESCRIPTION (continued)

SECTION 52.230

Requires all charter counties to mail property tax statements and receipts to taxpayers at least 30 days before they are due. Currently, statements are required to be mailed at least 15 days before the due date.

SECTION 50.327

Establishes the salary schedule for Public Administrators in second, third, and fourth classification counties who choose to be paid by salary and who are considered full-time county officials as the base schedule for those officials, unless the current salary is lower than the compensation in the schedule. The lowering of county official salaries below the level being paid on August 28, 2005, is retroactively prohibited, and any action or vote doing so is voided.

SECTION 50.339

The salary commission in Cape Girardeau County is authorized to meet to determine whether to equalize the base salaries of the treasurer and public administrator with the base salaries of the auditor and recorder of deeds.

SECTION 54.040

This section adds new requirements for candidates seeking the office of County Treasurer. Candidates must be at least 21 years old, a citizen of the United States, a resident of Missouri and the county where they are seeking office for one or more years prior to the general election, a registered voter, and current in the payment of personal and business taxes. Treasurers must also reside in the county during their term of office.

SECTION 59.331

With limited exceptions, this section prohibits the preparer of a document from including "sensitive personal identifying information" in a document that is prepared for the recorder. Such information includes federal social security numbers, bank account numbers, and credit card account numbers. Currently, only the use of social security numbers is prohibited. If a person's sensitive personal identifying information appears on a document, the preparer, submitter, or anyone in an agency relationship with the person may redact, remove, or delete such information before submitting it to the recorder.

DESCRIPTION (continued)

The redaction of such information shall not affect the legal status of the transaction described in the document. The Recorder of Deeds shall not alter or modify any document except as otherwise provided by law.

SECTION 59.332

If any sensitive personal identifying information in a record is viewable on an Internet website of a Recorder of Deeds, any person may apply in writing to the recorder for redaction or removal of the information. Upon receiving such application, the Recorder of Deeds may redact or remove the document from the records viewable on the Internet.

SECTION 67.048

County boards that receive funding from the county treasury and whose members are appointed by the county commission will be required to submit an annual report each fiscal year itemizing expenditures.

SECTION 67.304

Allows the governing body of any municipality or county to authorize its employees or agents to stand in a road to solicit charitable contributions. The employee or agent must make written application at least 11 days before soliciting and may need to provide proof of liability insurance. The governing body may require payment of a reasonable fee.

SECTION 67.547

This section requires that 75% of the general county sales tax revenue in New Madrid County be distributed to the county and the remaining 25% be distributed equally among the incorporated cities, towns, and villages of the county. Currently, all the revenue goes to the county.

SECTION 67.797

This section authorizes the governing body of Boone County to have exclusive control over the expenditures and operation of a regional recreational district located only in that county on land owned solely by the county.

DESCRIPTION (continued)

RWB:LR:OD (12/02)

SECTION 67.997

Authorizes Perry County to impose, upon voter approval, a sales tax of up to one-fourth of 1% to equally fund senior services and youth programs. A Senior Services Tax Commission must be established to administer the revenue received for senior services.

SECTION 67.1003

Authorizes the City of Gladstone to impose, upon voter approval, a transient guest tax of up to 5% on hotel and motel rooms to be used for the promotion of tourism.

SECTION 67.1360

Currently, the City of Sullivan is authorized to levy a transient guest tax between 2% and 5% per room per night to be used for the promotion of tourism. This section allows Franklin County to impose the same tax, upon voter approval, in the Sullivan C-II School District which is partially located in both the city and the county.

SECTION 67.1806

Currently, four of the eight members of the regional taxicab commission must be representatives of the taxicab industry, and the chairperson may be a taxicab industry representative. This section prohibits representatives of the taxicab industry, their spouses, or anyone with a financial interest in the industry from serving on the commission. An advisory committee, comprised of ten taxicab industry representatives, is established.

SECTION 67.2040

Authorizes Pulaski County to impose, upon voter approval, a sales tax of one-eighth of 1% to fund construction of a women's and children's shelter. The sales tax will expire three years after its effective date unless repealed sooner.

SECTION 67.2715

This section allows the city of Excelsior Springs to issue bonds and levy a sales tax of up to one-half of one percent on all retail sales made within the city for the purpose of constructing, equipping, operating and maintaining a community center for the city.

DESCRIPTION (continued)

The sales tax revenue shall be collected by the Department of Revenue which may retain one percent of such revenue to offset the costs of collection. The remaining revenue shall be transferred to the city to be placed into the "City Community Center Trust Fund" created by this proposal.

SECTION 72.080

Requires that all property owners within an area proposed to be incorporated into a city be notified by mail of the proposed incorporation, the date of the hearing, and that a public hearing will be held. The names and mailing addresses of all property owners within the proposed area are required in the petition for incorporation, and sufficient funds to cover the cost of mailing the notice must also be included.

SECTION 92.500

This section authorizes the City of St. Louis to impose, upon voter approval, a sales tax of up to 0.5% for the operation of public safety departments as well as for compensation, pension programs, and health care for public safety employees and pensioners.

SECTION 94.839

This section authorizes the City of Kimberling City to impose, upon voter approval, a transient guest tax of up to 4% on hotel and motel rooms for the promotion of tourism and the construction or maintenance of infrastructure improvements.

SECTION 94.860

Authorizes municipalities in St. Louis County to impose, upon voter approval, a sales tax of up to 0.5% for improving public safety to be used solely for equipment purchases and employee salaries for police, fire, and emergency medical providers. Before placing the tax on the ballot, the municipality must itemize the police, fire, and emergency medical provider budgets, and the revenue generated from this tax will be divided proportionally between these departments based upon the declared budgets. Municipalities imposing a tax under this authorization cannot charge residents a fee for ambulance or fire protection services rendered.

DESCRIPTION (continued)

RWB:LR:OD (12/02)

SECTION 100.050

Currently, if a municipality undertakes an industrial development project which was approved after August 28, 2003, the lessee may reimburse the municipality for the actual costs of issuing the bond and administering the plan. Anything reimbursed in excess of the actual costs must be disbursed to each school district, junior college district, county, or city in proportion to its current ad valorem tax levy.

This section specifies that for plans approved after May 15, 2005, in Boone County, reimbursements in excess of the actual costs must be disbursed to each affected taxing entity in proportion to the current ad valorem tax levy of each affected taxing entity, not just the entities in current law.

SECTION 137.115

This section allows the City of Gladstone to levy separate and differing tax rates for real and personal property as long as the city bills and collects its own assessment. The separate and differing rates cannot exceed the city's tax rate ceiling.

SECTION 138.010 & 138.135

Removes the county assessor from a county board of equalization, but requires the assessor or a staff member to attend the hearings and present evidence pertaining to the assessment. The county commission must appoint one additional member with relevant experience to the board. Currently, county commissioners may appoint two additional members. The substitute also extends statewide a requirement that a property owner's position must prevail if a majority of the board of equalization is not present for a hearing after request by the property owner. Currently, this provision only applies to St. Louis County.

SECTION 139.100

In the event that any taxpayer timely pays, in whole or in part, any tax on real or personal property, and such payment is determined to be an underpayment of such tax, and such underpayment is the result of an error or omission by any county official or employee, no penalty or interest for such underpayment shall be levied upon such taxpayer or collected from such taxpayer.

DESCRIPTION (continued)

RWB:LR:OD (12/02)

SECTION 140.852

The governing body of any county, city, town, or village may, by order or ordinance, enter into contracts with private attorneys or professional collection agencies for the collection of delinquent taxes owed to such county, city, town, or village by residents or nonresidents of such county, city, town, or village. No contract entered into under this section shall provide for a collection fee in excess of twenty percent of the amount collected.

SECTION 177.091

Allows the City of Corder to sell or use property originally acquired from a school district for public use for any purpose after 25 years.

SECTION 190.053

Requires members of ambulance district boards first elected after January 1, 2006, to complete educational training. The training will be offered by a statewide association organized for the benefit of ambulance districts or approved by the State Advisory Council on Emergency Medical Services. The content of the training must include the duties of the ambulance district director, all ambulance district statutes and regulations, ethics and sunshine laws, financial and fiduciary responsibilities, and laws relating to the setting of tax rates and revenue limitations. If a board member does not receive the required training within one year of taking office, the board member cannot receive an attendance fee until training is completed.

SECTION 193.065

Currently, the State Registrar of Vital Statistics may appoint local registrars, each of whom must be person employed by a county health agency. This section allows local registrars to be an employee of either a county or city health agency.

SECTIONS 228.040, 228.070, & 228.190

Allows County Commissions, at their discretion, to open a county road and conclusively establishes the status as a public road of any county road for which the county has received county aid road trust funds for at least five years after January 1, 1990. The County Highway Engineer is no longer required to examine and approve a road or road change before the County Commission takes action on the road.

DESCRIPTION (continued)

SECTION 260.830 & 260.831

Authorizes Jasper County Commission to seek voter approval to impose a landfill fee.

SECTION 321.162

Requires members of fire protection district (FPD) boards first elected after January 1, 2006, to complete educational training. The content of the training will be determined by the State Fire Marshal but must include the duties of the FPD director, all FPD statutes and regulations, ethics and sunshine laws, financial and fiduciary responsibilities, and laws relating to the setting of tax rates and revenue limitations. If a board member does not receive the required training within one year of taking office, the board member cannot receive an attendance fee until the training is completed.

SECTION 321.200

Authorizes the Circuit Court to fill a vacancy on a fire protection district board if the two remaining elected members cannot agree.

SECTION 321.552

Authorizes any ambulance or fire protection district in the counties of Greene, Platte, Clay, St. Charles, and St. Louis, upon voter approval, to impose a sales tax of up to one-half of 1% for the operation of the district and for the reduction of property taxes. Currently, the ambulance and fire protection districts in these counties are excepted from the tax authorization. Ambulance or fire protection districts located in St. Louis County that are imposing a tax under this authorization cannot charge residents a fee for services rendered.

SECTION 321.688

This section allows fire protection districts in Jefferson County to consolidate upon approval by the voters within the fire protection districts. If consolidation is approved, the consolidated board will consist of the existing districts' board members, but may be reduced from six members to five upon the first occurrence of a vacancy. The consolidated fire protection district will levy the same taxes as levied by the fire protection district with the lowest levy prior to consolidation.

DESCRIPTION (continued)

RWB:LR:OD (12/02)

SECTION 473.478

Makes any term or provision in a contract unenforceable if it requires a Public Administrator who is acting as a guardian to personally pay or guarantee the debt of a ward or protectee.

SECTION 479.020

This section lowers the mandatory retirement age for municipal court judges from 75 to 65 years of age.

SECTION 610.010

This section excludes any information relating to a private individual that is collected or maintained by a municipality including, but not limited to, the individual's financial information or transactions, medical history, or criminal or employment history from the definition of "public record" in Chapter 610, RSMo. The new definition also excludes any information that contains the individual's name, identifying number, symbol, fingerprint, voice print, or photograph from being a public record.

SECTION 650.465

All law enforcement, ambulance, and fire protection agencies shall remove all emergency lights, sirens, and decals designating a vehicle as an emergency vehicle prior to selling or consigning such vehicle unless such vehicle is being sold directly to another public or private public safety agency.

SECTION 1

Reassigns the Monroe City R-1 School District to a county with a higher dollar value modifier.

SECTION 2

Requires the cities of Rogersville and Springfield to abide by the terms of the November 15, 2005, settlement agreement between the cities relating to involuntary annexation of certain real property located between the two cities.

DESCRIPTION (continued)

SECTION 4

Authorizes the City of Joplin or any city to impose, upon voter approval, a retail sales tax of up to one half of 1% to be used for nonprofit museums and nonprofit organizations that develop, promote, or operate historical locations.

SECTION 5

Exempts certain property that is annexed by City of Harrisonville from paying the fire flow water rate.

Section 1 has an emergency clause.

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 Governor
Office of the State Treasurer
Office of State Courts Administrator
Missouri Department of Transportation
Department of Social Services
Office of Administration
Department of Elementary and Secondary Education
Department of Public Safety - All Divisions
Department of Health and Senior Services
Department of Revenue
Department of Mental Health
DeSoto Fire Protection District
Central County Fire and Rescue - St. Louis County
Taney County Ambulance District
St. Charles County Ambulance District



Mickey Wilson, CPA
Director
March 30, 2006