

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1095-01
Bill No.: HB 319
Subject: Construction and Building Codes; Contracts and Contractors; Political Subdivisions; State Departments
Type: Original
Date: February 11, 2011

Bill Summary: This proposal modifies provisions relating to public contracts.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Total Estimated Net Effect on FTE	0	0	0

Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2012	FY 2013	FY 2014
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials at the **Boone County, City of Kansas City, City of Raytown, Metropolitan Community College, Missouri Department of Conservation, Missouri Department of Transportation, Missouri State University, Missouri Western State University, Northwest Missouri State University, Office of Administration, Parkway School District, Special School District of St. Louis, St. Louis County** and the **University of Central Missouri** assume that there is no fiscal impact from this proposal.

Officials at the **Linn State Technical College** assume an unknown impact.

Officials at the **University of Missouri** state that it is unknown if this legislation would have any impact on the University but should there be an impact it is expected to be less than \$100,000.

Officials at the **City of St. Robert** assume the City does not concur with the proposed legislation, as the potential undeterminable costs and burdensome project delays due to arbitrary litigation by unsuccessful bidders would be problematic for municipal's with limited budgetary funding to defend the same.

Officials at the **Lincoln University** assume no additional savings are anticipated for construction projects. The University does not require contractors to belong to organized labor unions. Our only concern is that all contractors are paid the proper prevailing wage rate for the trade involved, regardless of whether they belong to a labor union or not.

Oversight states that currently, contracts for public construction projects cannot contain provisions that require or prohibit the parties from entering into agreements with labor unions or that discriminate against parties for doing so when the project is funded by more than 50% of state funds. This proposal expands these requirements to all political subdivisions of the state. **Oversight** assumes that with an effective date of August 28, 2011 that political subdivisions will have time to change their bidding procedures and therefore this proposal will not have an impact.

Officials at the following cities: Ashland, Belton, Bernie, Bonne Terre, Boonville, California, Cape Girardeau, Clayton, Columbia, Dardenne Prairie, Excelsior Springs, Florissant, Frontenac, Fulton, Gladstone, Grandview, Harrisonville, Independence, Jefferson City, Joplin, Kearney, Kirksville, Knob Noster, Ladue, Lake Ozark, Lebanon, Lee Summit, Liberty, Linn, Louisiana, Maryland Heights, Maryville, Mexico, Neosho, O'Fallon, Pacific, Peculiar, Popular Bluff, Republic, Rolla, Sedalia, Springfield, St. Charles, St. Joseph, St. Louis, Sugar Creek, Sullivan,

ASSUMPTION (continued)

Warrensburg, Warrenton, Webb City, Weldon Spring and West Plains did not respond to **Oversight's** request for fiscal impact.

Officials at the following counties: Andrew, Barry, Bates, Buchanan, Butler, Callaway, Camden, Cape Girardeau, Carroll, Cass, Clay, Cole, Cooper, DeKalb, Franklin, Greene, Hickory, Holt, Jackson, Jasper, Jefferson, Johnson, Knox, Lafayette, Lawrence, Lincoln, Marion, Miller, Moniteau, Monroe, Montgomery, New Madrid, Nodaway, Ozark, Pemiscot, Perry, Phelps, Platte, Pulaski, Scott, St. Charles, St. Francois, Taney, Texas, Warren, and Webster did not respond to **Oversight's** request for fiscal impact.

Officials at the following schools: Blue Springs Public Schools, Branson Public Schools, Columbia Public Schools, Fair Grove Schools, Francis Howell Public Schools, Independence Public Schools, Jefferson City Public Schools, Kansas City Public School Board, Kirksville Public Schools, Lee Summit Public Schools, Mehlville Public Schools, Mexico Public Schools, Nixa Public Schools, Sedalia School District, Sikeston Public Schools, Silex Public Schools, St Joseph School District, St Louis Public Schools, St. Charles Public Schools, and Sullivan Public Schools did not respond to **Oversight's** request for fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2012 (10 Mo.)	FY 2013	FY 2014
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2012 (10 Mo.)	FY 2013	FY 2014
	<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.

FISCAL DESCRIPTION

The proposed legislation appears to have no fiscal impact.

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

Boone County
City of Kansas City
City of Raytown
City of St. Robert
Lincoln University
Linn State Technical College
Metropolitan Community College
Missouri Department of Conservation
Missouri Department of Transportation
Missouri State University
Missouri Western State University
Northwest Missouri State University
Office of Administration
Parkway School District
Special School District of St. Louis
St. Louis County
University of Central Missouri
University of Missouri



Mickey Wilson, CPA
Director
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