

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO.: 2378-03
BILL NO.: Truly Agreed and Finally Passed SCS for HB 1097
SUBJECT: Property, Real and Personal: Civil Procedure
TYPE: Original
DATE: May 4, 2000

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

The **Office of State Courts Administrator** stated the proposal would result in a small increase in civil cases but the cost to the state and county budgets should not be significant. The **Office of the Attorney General, Department of Natural Resources, Department of Transportation, and Department of Conservation** assumes the proposed legislation would have no fiscal impact on their agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
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	\$0	\$0	\$0
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<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
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	\$0	\$0	\$0
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FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

The proposed legislation would expand the civil cause of action for destruction of trees to include negligent actions.

This proposal would grant immunity from civil suits to landowners of property adjoining certain waterways due to injuries to people who enter that property from the waterways without permission. The grant of immunity would not apply if an injury was caused by an intentional, reckless, or illegal act of the landowner.

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

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SOURCES OF INFORMATION

Office of State Courts Administrator
Office of the Attorney General
Department of Conservation
Department of Natural Resources
Department of Transportation



Jeanne Jarrett, CPA
Director
May 4, 2000