

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. NO. 3442-01  
BILL NO. HB 1434  
SUBJECT: Entertainment; Liability; Public Safety  
TYPE: Original  
DATE: January 28, 2000

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
General Revenue Fund	\$8,313	\$7,491	\$6,563
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>\$8,313</b>	<b>\$7,491</b>	<b>\$6,563</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
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>			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
<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 Revenue** and the **Department of Insurance** assume the proposed legislation would have no fiscal impact on their agencies.

Officials from the **Department of Public Safety - Division of Fire Safety (FS)** assume their agency would be responsible for investigating amusement ride accidents that require individuals to seek immediate medical treatment or result in a fatality. In addition, FS would issue permits annually for amusement rides that operate in the state of Missouri and are deemed safe by an insurance inspector.

FS further assumes there are approximately 40 vendors that operate amusement rides within the state of Missouri. FS estimates that each vendor owns 50 rides that would need an inspection and permit. FS would charge \$15 per permit to cover costs. Estimated total permit fees collected into general revenue would be \$30,750 annually. FS would request 1 FTE – Clerk Typist II.

Amusement ride vendors – FS estimates that there are 60 amusement ride accidents per year that would require an investigation. The owner of an amusement ride would be responsible for any cost involved with such investigation. An independent amusement ride investigator charges approximately \$200 per hour (this includes expenses) and it is estimated that it would take 24 hours to complete the investigation.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
<b>GENERAL REVENUE FUND</b>			
<u>Income - Division of Fire Safety</u>			
Permit fees	\$30,750	\$30,750	\$30,750

<u>FISCAL IMPACT - State Government</u>	FY 2001	FY 2002	FY 2003
(continued)	(10 Mo.)		
<u>Costs - Division of Fire Safety</u>			
Salaries	(\$14,040)	(\$17,521)	(\$18,233)
Fringe benefits	(\$4,317)	(\$5,388)	(\$5,604)
Equipment and expense	<u>(\$4,080)</u>	<u>(\$350)</u>	<u>(\$350)</u>
Total costs	(\$22,437)	(\$23,259)	(\$24,187)
<b>ESTIMATED NET EFFECT ON</b>			
<b>GENERAL REVENUE FUND</b>	<b><u>\$8,313</u></b>	<b><u>\$7,491</u></b>	<b><u>\$6,563</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2001	FY 2002	FY 2003
	(10 Mo.)		
	0	0	0

FISCAL IMPACT - Small Business

This proposal could impact amusement ride vendors.

DESCRIPTION

The proposed legislation makes several changes to amusement ride regulations.

In the case of a fatality or serious physical injury, the owner of the ride will immediately give notice of the accident to local law enforcement agencies and local fire service agencies, if necessary. Current law requires the owner to send an accident report to the Director of the Department of Public Safety by mail or fax within 24 hours. The proposal also allows the director's designee to inspect the amusement ride on which the accident occurred. Currently, the law requires a qualified inspector to make such an inspection.

DESCRIPTION (continued)

The proposal requires a person operating an amusement ride to:

- (1) Have the ride inspected at least once annually by an insurer and obtain written documentation that the inspection was made, that the ride meets the standards for coverage, and that it is covered by an insurance policy in an amount of at least \$100,000 per occurrence;
- (2) File with the department the inspection documentation and the insurance policy; and
- (3) Obtain from the department a state-operating permit and affix the permit to the ride. The cost of the permit will not exceed actual administrative costs. All fees collected for permits will be deposited in the General Revenue Fund.

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

Department of Public Safety - Division of Fire Safety  
Department of Revenue  
Department of Insurance



Jeanne Jarrett, CPA  
Director  
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