

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO. 1376-01
BILL NO. HB 481
SUBJECT: Liability, Fire Protection
TYPE: Original
DATE: February 1, 2001

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses

This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

In response to identical legislation from this year, officials from the **Department of Public Safety - Division of Fire Safety (DFS)** stated that many volunteer fire departments are not able to purchase new or used equipment due to budget limitations and that this legislation would provide a donation program where other fire departments could donate used equipment to those departments in need. The DFS assumed they or their designee would ensure that the donated equipment would work properly. The DFS assumed this proposal would not have a fiscal impact on their agency.

In response to identical legislation from this year, the **Department of Public Safety - Missouri Highway Patrol** and **Office of State Courts Administrator** also assumed the proposed legislation would have no fiscal impact on their respective agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 mo.)	FY 2003	FY 2004
	\$0	\$0	\$0

<u>FISCAL IMPACT - Local Government</u>	FY 2002 (10 mo.)	FY 2003	FY 2004
	\$0	\$0	\$0

FISCAL IMPACT - Small Business

No direct fiscal impact on small businesses would be expected due to this proposal.

DESCRIPTION

Under current law, no cause of action exists against fire protection entities for equipment they donate to other entities if the State Fire Marshal approves the equipment. These immunities only apply to actions directly related to this equipment. This proposal requires any motor vehicle that is donated to pass a safety inspection by the State Highway Patrol. Receiving agencies must also demonstrate to the Fire Marshal that any equipment received works properly. Donor agencies must inform the receiving agency of any defect they know about in the equipment.

DESCRIPTION (continued)

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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 Public Safety - Missouri Highway Patrol
Office of State Courts Administrator

A handwritten signature in black ink, appearing to read "Jeanne Jarrett". The signature is stylized and cursive.

Jeanne Jarrett, CPA
Director
February 1, 2001