

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1036H.03C
Bill No.: HCS for HB 489
Subject: Health, Public; Uniform Laws
Type: Original
Date: March 31, 2021

Bill Summary: This proposal modifies provisions relating to construction standards.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on <u>Other State Funds</u>	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Total Estimated Net Effect on FTE	0	0	0

- Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.
- Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
Local Government	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)

FISCAL ANALYSIS

ASSUMPTION

§319.600 – International Swimming Pool & Spa Code

In response to a previous version, officials at the **City of Springfield** anticipated a possible negative fiscal impact from this bill, if it was required to upgrade its public pools to comply with the statute. It is difficult to quantify the amount of negative fiscal impact which would require auditing each swimming pool to determine ways it did not meet the requirements of the International Swimming Pool and Spa Code.

Oversight notes the City of Springfield indicated this proposal would have an unknown negative impact; however, Oversight is unable to project a statewide cost. Oversight assumes other municipalities could also be affected if the provisions of this proposal were in place. Therefore, Oversight will show the impact to local governments-political subdivisions as a \$0 to unknown cost.

In response to a previous version, officials from the cities of **Ballwin, Hale, O’Fallon** and **St. Louis City** each assumed the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Responses regarding the proposed legislation as a whole

Officials from the **Department of Health and Senior Services**, the **Department of Commerce and Insurance**, the **Department of Natural Resources**, the **Department of Public Safety** and the **Office of Administration** each assume the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Rule Promulgation

Officials from the **Joint Committee on Administrative Rules** assume this proposal is not anticipated to cause a fiscal impact beyond its current appropriation.

Officials from the **Office of the Secretary of State** notes many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The Secretary of State's office is provided with core funding to handle a certain amount of normal activity resulting from each year's legislative session. The fiscal impact for this fiscal note to Secretary of State's office for Administrative Rules is less than \$5,000. The Secretary of State's office recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, they also recognize that

many such bills may be passed by the General Assembly in a given year and that collectively the costs may be in excess of what their office can sustain with their core budget. Therefore, they reserve the right to request funding for the cost of supporting administrative rules requirements should the need arise based on a review of the finally approved bills signed by the governor.

Oversight assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

Officials from the **City of Claycomo**, the **City of Jefferson** and **Kansas City** each assume the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

Oversight only reflects the responses that we have received from state agencies and political subdivisions; however, other cities and counties were requested to respond to this proposed legislation but did not. A general listing of political subdivisions included in our database is available upon request.

<u>FISCAL IMPACT –</u> <u>State Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT –</u> <u>Local Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
LOCAL POLITICAL SUBDIVISIONS			
<u>Costs –</u> administration of the codes to regulate pools or spas	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>
ESTIMATED NET EFFECT ON LOCAL POLITICAL SUBDIVISIONS	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>	<u>\$0 to (Unknown)</u>

FISCAL IMPACT – Small Business

There could be a direct fiscal impact to small businesses who run hotels, motels, waterparks and/or swimming pools within the state. There could be increased costs to these small businesses in order to maintain the standards as outlined in the International Swimming Pool and Spa Code as a result of this proposal.

FISCAL DESCRIPTION

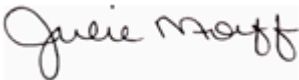
This bill adopts the "International Swimming Pool and Spa Code" as it existed on May 1, 2020 and promulgated by the International Code Council, as the county and municipal swimming pool and spa code for the state. The code applies to all construction, alteration, remodeling, enlargement, and repair of swimming pools and spas in any county or municipality that elects to regulate pools and spas.

Counties and municipalities are authorized to establish procedures for the administration and enforcement of the pool and spa code, and are authorized to adopt local amendments to the code or amendments made by the International Code Council.

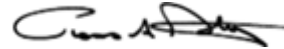
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

City of Springfield
Department of Health and Senior Services
Department of Commerce and Insurance
Department of Public Safety
Department of Natural Resources
Office of Administration
Office of the Secretary of State
Joint Committee on Administrative Rules
City of Ballwin
City of Claycomo
Jefferson City
City of Hale
City of Kansas City
City of O'Fallon
St. Louis City



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March 31, 2021



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March 31, 2021