

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1105-01
Bill No.: HB 366
Subject: Veterans; Military Affairs; Telecommunications; Internet and E-Mail
Type: Original
Date: January 21, 2019

Bill Summary: This proposal extends protections of federal SCRA and USERRA to the Missouri Active Guard Reserves and National Guard serving under executive order by the governor and allows all service members under certain orders to break certain contracts without penalty.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 4 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Total Estimated Net Effect on FTE	0	0	0

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§§41.952 and 41.953 - Extends protections to service members under executive order

Officials from the **Department of Labor and Industrial Relations (DOLIR)** state §41.952.2 requires the DOLIR to make a notice available to all Missouri employers regarding the rights of Missouri National Guard members under this section. An Administrative Analyst II (Range 5, \$40,708) would design the poster and, once approved, make it available to employers via the department's website. The department estimates it would take 24 work hours for completion of this process. The department estimates a one-time cost of approximately \$470 ($\$40,708 / 2080 = \19.57 per hour x 24 hours) to create and make notice available to employers.

The DOLIR anticipates being able to utilize existing resources to carry out these duties.

Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact on the fiscal note for DOLIR.

Oversight notes that the **Attorney General's Office, Department of Public Safety - (National Guard and Veterans' Commission)** and **Office of State Courts Administrator** have stated the proposal would not have a direct fiscal impact on their organizations. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

FISCAL IMPACT - Small Business

Small businesses will be required to extend the provisions of the Servicemembers Civil Relief Act, 50 U.S.C. 3901 et seq., and the Uniformed Services Employment and Reemployment Rights Act, 38 U.S.C. 4301, et seq., to all members of the Missouri Active Guard Reserves with thirty or more consecutive days of service and members of the Missouri National Guard who are called to active duty. They will also be required to post a notice regarding rights of Missouri National Guard members.

Small businesses would also be required to allow for cancellation of contracts for services for National Guard and Reserves members who are ordered to a temporary location for more than thirty consecutive days or called to active duty.

FISCAL DESCRIPTION

The proposed legislation appears to have no direct 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

Attorney General's Office
Department of Labor and Industrial Relations
Department of Public Safety -
National Guard
Veterans Commission
Office of State Courts Administrator



Kyle Rieman
Director
January 21, 2019

Ross Strope
Assistant Director
January 21, 2019