

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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**FISCAL IMPACT STATEMENT**

**LS 6553**  
**BILL NUMBER:** SB 297

**NOTE PREPARED:** Dec 21, 2009  
**BILL AMENDED:**

**SUBJECT:** Actions Based on Exposure to Hazardous Substances.

**FIRST AUTHOR:** Sen. Becker  
**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:**  GENERAL  
 DEDICATED  
 FEDERAL

**IMPACT:** State & Local

**Summary of Legislation:** This bill provides a statute of limitations for causes of action for occupational disease if the cause of action is based on an exposure to a hazardous substance.

The bill provides for a product liability action against persons who mined or sold commercial asbestos products. (Current law provides for a product liability action against persons who mined and sold commercial asbestos.)

The bill provides for a one-year period, ending July 1, 2011, to file an otherwise time-barred cause of action for: (1) occupational disease based on an exposure to a hazardous substance; (2) personal injury, disability, disease, or death resulting from exposure to asbestos; or (3) property damage resulting from asbestos.

**Effective Date:** July 1, 2010.

**Explanation of State Expenditures:** The impact on the state would be as an employer. The impact would probably be minor.

[State expenditures for worker's compensation benefits were \$1.43 M for FY 2009, \$1.02 M for FY 2008, \$1.41 M for FY 2007, and \$1.44 M for FY 2006.]

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** The impact on local governments would be as an employer

**Explanation of Local Revenues:**

**State Agencies Affected:** All.

**Local Agencies Affected:** All..

**Information Sources:**

**Fiscal Analyst:** Chuck Mayfield, 317-232-4825.