

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3143-03
Bill No.: Truly Agreed To and Finally Passed SCS for HB 1570
Subject: Courts; Juvenile Courts
Type: Original
Date: May 27, 2008

Bill Summary: This proposal requires circuit courts to adopt the Missouri Supreme Court standards for representation by guardians ad litem and adds the services of guardians ad litem to the priority list when a family court is determining how to spend moneys in the county family services and justice fund for families receiving dispute resolution services.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Total Estimated Net Effect on FTE	0	0	0

Estimated Total Net Effect on All funds expected to exceed \$100,000 savings or (cost).

Estimated Net Effect on General Revenue Fund expected to exceed \$100,000 (cost).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2009	FY 2010	FY 2011
Local Government	\$0	\$0	\$0 or (Unknown)

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator** assume the proposed legislation would require the circuit court to develop and implement a plan to provide guardians ad litem in accordance to standards established in 1996. The legislation would require the court to implement this plan by July 1, 2011.

Depending on how the legislation is implemented, there may be a cost to the CTS, but there is no way to quantify the cost at this time.

Oversight assumes, based on information provided by the Office of State Courts Administrator, the September 17, 1996, Missouri supreme court standards act as guidelines or best practices for the circuit courts. The legislation would make these standards mandatory. Some circuits may currently be following the standards, so there would be no cost. Some circuits may not be following the standards, which could result in increased state and local costs. The state would incur the cost of any additional FTE. The counties would incur the cost of any equipment and expense. Oversight assumes, with the implementation date of July 1, 2011 (FY 2012), any state cost for FTE would be incurred beginning FY 2012, which is beyond the scope of the fiscal note. Oversight assumes the counties would incur the cost of devising a plan, and for fiscal note purposes, Oversight assumes this cost would be incurred in FY 2011. Oversight also assumes the counties would incur the cost of equipment and expense for any additional FTE beginning FY 2012. Oversight has reflected the local cost as \$0 or (Unknown) in FY 2011.

<u>FISCAL IMPACT - State Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2009 (10 Mo.)	FY 2010	FY 2011
LOCAL GOVERNMENT			
<u>Costs – Counties</u>			
Plan development	<u>\$0</u>	<u>\$0</u>	<u>\$0 or (Unknown)</u>
ESTIMATED NET EFFECT ON LOCAL GOVERNMENT	<u>\$0</u>	<u>\$0</u>	<u>\$0 or (Unknown)</u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

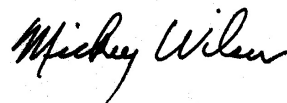
FISCAL DESCRIPTION

The proposed legislation would require the circuit court to develop and implement a plan to provide guardians ad litem in accordance to standards established in 1996. The legislation would require the court to implement this plan by July 1, 2011. The proposal also adds the services of guardians ad litem to the priority list when a family court is determining how to spend moneys in the county family services and justice fund for families receiving dispute resolution services.

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

Office of State Courts Administrator



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