

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 1371-02
Bill No.: SCS for SB 256
Subject: Children and Minors
Type: Original
Date: March 28, 2013

Bill Summary: This proposal modifies provisions relating to the Safe Place for Newborns Act.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
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 2014	FY 2015	FY 2016
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
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 2014	FY 2015	FY 2016
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Social Services (DSS) - Children's Division (CD)** state while there is a possibility of an increased number of infants entering CD's custody under these provisions, because it increases the age requirement from 5 days to 45 days, the number of children who would not otherwise come into care through other means, such as a child abuse or neglect report, is not expected to be significant.

This version of the proposal removes the affirmative defense provision which was valid up to one year and allows either parent 30 days to reestablish parental rights and provides protection in that it prohibits officials and agency personnel from coercing the parent to reveal identifying information.

The proposal adds section 210.950.11, which provides an affirmative defense to prosecution of sections 568.030 (abandonment of a child, 1st degree), 568.032 (abandonment of a child, 2nd degree), 568.045 (endangering the welfare of the child, 1st degree) and 568.050 (endangering the welfare of a child, 2nd degree) that a parent who is a defendant voluntarily relinquished a child no more than one year old.

This legislation would require minor revisions to the Child Welfare Policy and revisions to the "Safe Place for Newborns" brochure. However, the fiscal impact would be less than \$100,000 and absorbed by the Division.

Officials from the **DSS - Division of Legal Services (DLS)** state the proposal does not dramatically alter the current law and, therefore, would have no fiscal impact on the DLS.

Officials from the **Office of State Courts Administrator**, the **Department of Health and Senior Services** and the **Department of Public Safety - Missouri State Highway Patrol** each assume the proposal would not fiscally impact their respective agencies.

In response to the previous version of this proposal, officials from the **Barton County Memorial Hospital** assumed the proposal would not fiscally impact their agency.

No other hospitals responded to **Oversight's** request for a statement of fiscal impact.

<u>FISCAL IMPACT - State Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
	<u>\$0</u>	<u>\$0</u>	<u>\$0</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 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

Office of State Courts Administrator
Department of Health and Senior Services -
 Children's Division
 Division of Legal Services
Department of Social Services
Department of Public Safety -
 Missouri State Highway Patrol
Barton County Memorial Hospital



Ross Strope
Acting Director
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