

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 4666-02
Bill No.: SCS for HB 1092
Subject: Children and Minors; Department of Social Services
Type: Original
Date: April 24, 2014

Bill Summary: This proposal modifies provisions relating to child abuse and neglect investigations.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
This fiscal note contains 6 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2015	FY 2016	FY 2017
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 2015	FY 2016	FY 2017
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of Administration (OA) - Information Technology Services Division (ITSD)/Department of Social Services (DSS)** state this proposal would require multiple changes to the Family and Children's Electronic System (FACES) in the Child Abuse and Neglect (CA/N) Assignment and Management Reporting processes.

ITSD Level of Effort

The ITSD estimates FACES would require changes in several modules, including some of the Managed Reports. It would require one (1) employee four (4) weeks of labor to make the modifications and fully test them. The tasks would be divided among two (2) employees because the changes are in two different parts of FACES and it would take one (1) person a week for part A and another person three (3) weeks for part B. Therefore, total labor would be for 160 hours (4 weeks X 40 hours).

<u>Function</u>	<u>Work Effort (hours)</u>
Analysis and Design	8 hours
Update HLD & Tech Specification Documents	4 hours
CA/N Assignment modifications and unit testing	24 hours
Managed Reporting modifications and unit testing	80 hours
System/Regression Test	12 hours
User Acceptance Testing	<u>32 hours</u>
Total:	160 hours

State staff would be required for this effort at \$63.04/hour

Total Cost: 160 hours X \$63.04/hour = \$10,086.40

The match rate for FACES is 50% General Revenue (GR)/50% Federal. Therefore, this proposal would have a cost of \$5,043 GR/\$5,043 Federal.

Oversight assumes OA-ITSD/DSS can absorb the minimal cost of these programming changes within current funding levels.

ASSUMPTION (continued)

Officials from the **Department of Social Services (DSS) - Children's Division (CD)** state §210.145 of the proposal extends the amount of time the CD has to complete child abuse and neglect investigations and to document it into the system from 30 days to 45 days. It also extends the amount of time the CD has to provide the alleged perpetrator, when the report involves sexual abuse, with written notification of the CD's determination to up to 120 days. This proposal also provides specific good cause exceptions that can be documented in writing, when an investigation is not completed in 45 days.

This section will provide some additional time for the CD to complete investigations and collect the necessary evidence to support investigative conclusions. The CD does not anticipate a fiscal impact as a result of this section.

In 210.183.1, this proposal increases the amount of time the CD has to make every reasonable attempt to complete the investigation from 30 days to 45 days. This proposal changes the exception in this subsection, "except if a child involved in the impending investigation dies, the investigation shall remain open until the division's investigation surrounding the death is completed". This proposal changes this to except that if a child fatality or near fatality is involved in a report of abuse or neglect, then the investigation shall remain open until the circumstances surrounding the death or near fatality is investigated.

In this section, this proposal also extends the amount of time the CD has to provide written notification to the alleged perpetrator of its determination to 90 days or 120 days for a report of abuse or neglect involving sexual abuse.

This section will provide some additional time for the CD to notify the alleged perpetrator of the CD's determination. The CD does not anticipate a fiscal impact as a result of this section.

This version adds section 334.950.5, which requires the Department of Public Safety (DPS) to establish rules and make payments to SAFE CARE providers, out of appropriations made for that purpose, who provide forensic examinations for persons under 18 years of age who are alleged victims of physical abuse.

Currently, the DPS has rules in place and makes payments to SAFE CARE providers for forensic examinations for sexual abuse victims under the age of 18.

The CD does not anticipate a fiscal impact as a result of this section.

ASSUMPTION (continued)

Officials from the **Joint Commission on Administrative Rules**, the **Department of Public Safety - Missouri State Highway Patrol**, and the **OA - Office of Child Advocate** each assume the proposal would not fiscally impact their respective agencies.

Officials from the **Office of Secretary of State (SOS)** did not respond to **Oversight's** request for a statement of fiscal impact. However, in response to similar legislation where a department is to establish rules, the SOS has provided the following "... 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 the SOS for Administrative Rules is less than \$2,500. The SOS recognizes this is a small amount and does not expect that additional funding would be required to meet these costs. However, it is also recognized 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 the office can sustain within its core budget. Therefore, the SOS reserves 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, therefore, assumes the SOS will not incur a significant fiscal impact as a result of this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2015 (10 Mo.)	FY 2016	FY 2017
	<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.

HWC:LR:OD

FISCAL DESCRIPTION

The proposed legislation appears to have no direct fiscal impact.

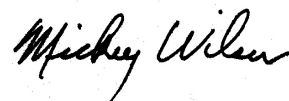
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Social Services -
Children's Division
Department of Public Safety -
Missouri State Highway Patrol
Joint Commission on Administrative Rules
Office of Administration -
Information Technology Services Division/DSS
Office of Child Advocate

Not Responding

Office of Secretary of State



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April 24, 2014

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