

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 5404-05
Bill No.: SS for HCS for HB 1877 with SA 1 and SA 2
Subject: Adoption; Children and Minors; Children’s Division; Courts, Juvenile; Crimes and Punishment; Family Law; Social Services Department
Type: Original
Date: April 20, 2016

Bill Summary: This proposal modifies provisions relating to the Children’s Division.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
General Revenue	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)
Total Estimated Net Effect on General Revenue	\$0 to (Unknown)	\$0 to (Unknown)	\$0 to (Unknown)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
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 2017	FY 2018	FY 2019
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2017	FY 2018	FY 2019
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 2017	FY 2018	FY 2019
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

SS for HCS for HB 1877 with Senate Amendments 1 and 2:

Officials from the **Department of Public Safety (DPS)** state Senate Amendment 1 will result in more children being evaluated by SAFE CARE providers. The DPS cannot provide an estimate of the additional cost associated with these provisions as it is unable to ascertain the increase in the number of evaluations required. The potential cost is unknown.

Oversight obtained additional information from DPS and the HB 2008 appropriations bill for FY 2017. The proposed appropriation for reimbursing SAFE CARE providers in HB 2008 is approximately \$1.4 million. The maximum reimbursement to a SAFE CARE provider for an exam is \$750; the maximum reimbursement to a SAFE CARE provider for a file review is \$400. Either an exam or a file review on a child may be performed, but not both. DPS officials stated that, to date, the program has paid out \$109,000 to SAFE CARE providers.

For fiscal note purposes, **Oversight** assumes Senate Amendment 1 will have a cost of \$0 to Unknown to the General Revenue Fund. Depending on the number of additional investigations performed by the Department of Social Services, Children's Division that require an evaluation of the child or review of the child's case file by a SAFE CARE provider, the current appropriation may be sufficient to cover the increase in costs. However, if the increase in the number of evaluations/case file reviews exceed the appropriation, the impact is unknown.

Officials from the **Office of the Governor (GOV)** state Senate Amendment 2, section 210.154, establishes the Missouri Task Force on the Prevention of Infant Abuse and Neglect that includes three gubernatorial appointments. There should be no added cost to the GOV as a result of this measure. However, if additional duties are placed on the office related to appointments in other TAFP legislation, there may be the need for additional staff resources in future years.

Bill as a Whole:

Officials from the **Joint Committee on Administrative Rules (JCAR)** state the legislation is not anticipated to cause a fiscal impact to JCAR beyond its current appropriation.

Officials from the **Missouri Office of Prosecution Services (MOPS)** state the proposal will have no measurable fiscal impact on their organization.

Officials from the **Department of Social Services** and the **Office of State Courts Administrator** each assume the proposal would not fiscally impact their respective agencies.

ASSUMPTION (continued)

In response to a previous version of this proposal, officials from the **Office of the Secretary of State (SOS)** stated many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The SOS 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 that this is a small amount and does not expect that additional funding would be required to meet these costs. However, the SOS also recognizes 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 with the 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 assumes the SOS could absorb the costs of printing and distributing regulations related to this proposal. If multiple bills pass which require the printing and distribution of regulations at substantial costs, the SOS could request funding through the appropriation process.

Oversight assumes Senate Amendment 1 will have no fiscal impact on the Department of Health and Senior Services (DHSS), the Missouri House of Representatives or the Missouri Senate. Senate Amendment 2 establishes the Missouri Task Force on the Prevention of Infant Abuse and Neglect. The task force is to consist of two members of the Senate, two members of the House and the director of the DHSS, among others. Members of the task force are to serve without compensation, but may be reimbursed for actual and necessary expenses incurred in the performance of their official duties, if appropriated. Oversight assumes this provision will have no fiscal impact on the DHSS, the House or the Senate.

<u>FISCAL IMPACT - State Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
---	---------------------	---------	---------

GENERAL REVENUE FUND

Costs - DPS (\$210.146) (SA1)

Increase in SAFE CARE evaluations	<u>\$0 to</u> <u>(Unknown)</u>	<u>\$0 to</u> <u>(Unknown)</u>	<u>\$0 to</u> <u>(Unknown)</u>
-----------------------------------	-----------------------------------	-----------------------------------	-----------------------------------

ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND

<u>\$0 to</u> <u>(Unknown)</u>	<u>\$0 to</u> <u>(Unknown)</u>	<u>\$0 to</u> <u>(Unknown)</u>
-----------------------------------	-----------------------------------	-----------------------------------

<u>FISCAL IMPACT - Local Government</u>	FY 2017 (10 Mo.)	FY 2018	FY 2019
---	---------------------	---------	---------

<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.

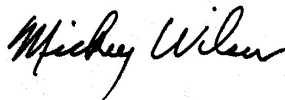
FISCAL DESCRIPTION

Upon receipt of a report of child abuse or neglect concerning a child under three years of age or younger and the Division's determination that such report merits an investigation, such investigation shall include an evaluation of the child by a SAFE CARE provider or a review of the child's case file and photographs of the injuries by a SAFE CARE provider. When a SAFE CARE provider makes a diagnosis that a child under one year of age has been subjected to physical abuse, including but not limited to symptoms indicative of abusive bruising, fractures, burns, abdominal injuries, or head trauma, and the provider reports such suspicions to the Children's Division, the Division shall immediately recommend to the juvenile officer that such child be taken into protective custody.

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 Public Safety
Department of Social Services
Office of the Governor
Joint Committee on Administrative Rules
Missouri Office of Prosecution Services
Office of State Courts Administrator
Office of Secretary of State



Mickey Wilson, CPA
Director
April 20, 2016

Ross Strope
Assistant Director
April 20, 2016