

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3377-01
Bill No.: SB 598
Subject: Domestic Relations; Funeral and Funeral Directors; Marriage and Divorce;
 Estates, Wills, and Trusts; Health and Senior Services Department
Type: Original
Date: February 13, 2020

Bill Summary: This proposal modifies provisions relating to the right of sepulcher and the death registration process.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
General Revenue	(\$54,293)	\$0	\$0
Total Estimated Net Effect on General Revenue	(\$54,293)	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
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 2021	FY 2022	FY 2023
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2021	FY 2022	FY 2023
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 2021	FY 2022	FY 2023
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Section 193.145 - Final Disposition of Remains

Officials from the **Department of Health and Senior Services (DHSS)** assume the proposed legislation requires that the medical certification and attestation be included when filing a certificate of death. The current electronic system used to register death certificates, MoEVR, is not designed to allow medical certification and attestation by funeral directors, any other person in charge of final disposition of the dead body, or a person designated by the medical certifier. In addition to having to update the current system to be able to allow those individuals the ability to enter and attest to medical information, the system may have to be modified to prevent the automatic submission of electronic death certificates to allow the State of Missouri time to verify the medical information on the certificate. To change the system to allow attestation as proposed in this legislation would incur a fiscal impact to the state and will increase the time it would take for the citizens of Missouri to receive a death certificate.

DHSS provided the fiscal impact statement for Office of Administration, Information Technology Services Division (ITSD)/DHSS.

OA, ITSD/DHSS states services will be required at a cost of **\$54,293**;

- \$8,721 (91.80 hours x \$95 per hour) of IT Consultant
- \$45,572 for Project Assessment Quotation (PAQ) with vendor

Oversight notes ITSD assumes that every new IT project/system will be bid out because all their resources are at full capacity. For this bill, ITSD assumes they will contract out the programming changes need to the MoEVR system. ITSD estimates the project would take 91.8 hours at a contract rate of \$95 per hour plus \$45,572 for the Project Assessment Quotation for a total cost to the state of \$54,293. Oversight notes that an average salary for a current IT Specialist within ITSD is approximately \$51,618, which totals roughly \$80,000 per year when fringe benefits are added. Assuming that all ITSD resources are at full capacity, Oversight assumes ITSD may (instead of contracting out the programming) hire an additional IT Specialist to perform the work required from this bill; however, for fiscal note purposes, Oversight will reflect the ITSD estimated cost of \$54,293 in FY 2021.

§193.265.2 - Missing/incomplete information

Officials from the **Columbia/Boone County Department of Public Health and Human Services (DPHHS)** state the changes in §193.265.2 would have a fiscal cost. The new language would require the DPHHS to do follow-up on death certificates that the state determines are

ASSUMPTION (continued)

incomplete. This would involve staff contacting the appropriate people and presumably, would be responsible for tracking that the information is provided. Then staff would provide the certificate back to the state. The fiscal impact is not expected to be large, but it would be unknown since there is no way to determine how many certificates may be returned.

Oversight assumes, based on DPHHS' response, that the fiscal impact that may be incurred by this proposal would be absorbable within current funding levels. As a result, Oversight will show no fiscal impact to local public health agencies for fiscal note purposes.

Bill as a whole

Oversight notes the **Department of Commerce and Insurance**, the **Department of Public Safety, Divisions of: Director's Office, Missouri State Highway Patrol and Missouri Veterans Commission**, the **Office of the State Courts Administrator**, the **Office of State Treasurer**, the **Adair County Health Department** and the **Cooper County Public Health Center** have stated the proposal would not have a direct fiscal impact on their organizations. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these organizations.

Oversight only reflects the responses that we have received from state agencies and political subdivisions; however, other Local Public Health Agencies were requested to respond to this proposed legislation but did not. A general listing of political subdivisions included in our database is available upon request.

<u>FISCAL IMPACT - State Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
GENERAL REVENUE FUND			
<u>Cost - OA,ITSD (\$193.145) - Programing and PAQ Cost to modify the MoEVR system</u>	<u>(\$54,293)</u>	<u>\$0</u>	<u>\$0</u>
ESTIMATED NET EFFECT ON THE GENERAL REVENUE FUND	<u>(\$54,293)</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2021 (10 Mo.)	FY 2022	FY 2023
	<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

This act modifies provisions regarding the death registration process and the right of sepulcher.

Under current law, the medical certification from a medical provider is entered into the electronic death registration system. This act requires an attestation from the medical provider who completed the medical certification to be entered into the system as well. (§193.145)

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 Commerce and Insurance
Department of Health and Senior Services
Department of Public Safety -
 Director's Office
 Missouri State Highway Patrol
 Missouri Veterans Commission
Office of Administration -
 Information Technology Services Division/DHSS
Office of State Courts Administrator
Office of State Treasurer
Adair County Health Department
Columbia/Boone County Department of Public Health and Human Services
Cooper County Public Health Center



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February 13, 2020



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