

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0753S.01I
Bill No.: SB 244
Subject: Children and Minors; Children's Division; Department of Social Services;
Religion
Type: Original
Date: February 1, 2023

Bill Summary: This proposal modifies the exemptions from licensure required for certain child homes.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2025	FY 2026	FY 2026
General Revenue	(\$522,683)	(\$576,137)	(\$581,971)
Total Estimated Net Effect on General Revenue	(\$522,683)	(\$576,137)	(\$581,971)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2025	FY 2026	FY 2026
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2025	FY 2026	FY 2026
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2025	FY 2026	FY 2026
General Revenue	6	6	6
Total Estimated Net Effect on FTE	6	6	6

Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

Estimated Net Effect (savings or increased revenues) expected to exceed \$250,000 in any of the three fiscal years after implementation of the act or at full implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2025	FY 2026	FY 2026
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§210.516 – Modifies the exemptions from licensure required for child placing agencies

Officials from the **Department of Social Services (DSS), Children’s Division (CD)** anticipate a fiscal impact as a result of this proposed legislation. This legislation removes provisions which exempt facilities from licensure; including religious exemptions, camps, and boarding schools.

By notification, as required by HB 557 (2021), the Children’s Division is currently aware of 34 facilities which fall under boarding school or religious exemption. Camps do not currently fit within the scope of residential licensing (HB 557). However, the division has identified an estimated 70 overnight camps in Missouri via internet search. Therefore, the division estimates total of an additional 104 facilities that would require licensure.

The division requires FTE to administer and oversee licensure. Each FTE carries a case load of 15 to 20 agencies. As a result, the Children’s Division would need an estimated 5 FTEs to cover the licensure of camps and other license exempt facilities.

Officials from the **DSS, Division of Legal Services (DLS)** anticipate the proposal will require 1 FTE for an additional DLS attorney to assist in reviewing all legal aspects regarding camps and the licensure of such, and in addition: provide support with injunctive proceedings to halt operations at residential care facilities; proceedings regarding the removal and placement of children; and to advise CD on determinations of eligibility to be present or employed at licensed residential care facilities and child placing agencies.

Oversight does not have information to the contrary and therefore, Oversight will reflect the estimates as provided by DSS, CD and DLS.

Officials from the **Department of Elementary and Secondary Education, the Department of Health and Senior Services** and the **Department of Mental Health** assume the proposal will have no fiscal impact on their respective organizations. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for these agencies

Oversight only reflects the responses received from state agencies and political subdivisions; however, other hospitals were requested to respond to this proposed legislation but did not. A listing of political subdivisions included in the Missouri Legislative Information System (MOLIS) database is available upon request.

Rule Promulgation

Officials from the **Joint Committee on Administrative Rules** assume this proposal is not anticipated to cause a fiscal impact beyond its current appropriation.

Officials from the **Office of the Secretary of State (SOS)** note 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 \$5,000. 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 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.

<u>FISCAL IMPACT – State Government</u>	FY 2025 (10 Mo.)	FY 2026	FY 2026
GENERAL REVENUE			
Costs – DSS (§210.516) p. 3			
Personal service	(\$251,158)	(\$304,404)	(\$307,448)
Fringe benefits	(\$169,553)	(\$204,563)	(\$205,673)
Equipment and expense	(\$101,972)	(\$67,170)	(\$68,850)
Total Costs - DSS, CD	(\$522,683)	(\$576,137)	(\$581,971)
FTE Changes	6 FTE	6 FTE	6 FTE
ESTIMATED NET EFFECT ON GENERAL REVENUE	(\$522,683)	(\$576,137)	(\$581,971)
Estimated Net FTE Change on the General Revenue Fund	6 FTE	6 FTE	6 FTE

<u>FISCAL IMPACT – Local Government</u>	FY 2025 (10 Mo.)	FY 2026	FY 2026
	\$0	\$0	\$0

FISCAL IMPACT – Small Business

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

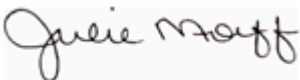
FISCAL DESCRIPTION

Under this act, certain residential care facilities, camps, sanitariums, certain care homes for children, and foster homes or child placement agencies operated by well-known religious orders or churches shall no longer be exempt from the requirements of certain licensing laws for child homes (§210.516).

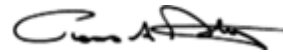
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements, but will require additional rental space.

SOURCES OF INFORMATION

Department of Elementary and Secondary Education
Department of Health and Senior Services
Department of Mental Health
Department of Social Services
Joint Committee on Administrative Rules
Office of the Secretary of State



Julie Morff
Director
February 1, 2023



Ross Strobe
Assistant Director
February 1, 2023