

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2620S.01I
Bill No.: SB 646
Subject: Children and Minors; Children's Division; Social Workers; Law Enforcement
Officers and Agencies; Department of Social Services
Type: Original
Date: April 25, 2023

Bill Summary: This proposal modifies provisions relating to missing children.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2024	FY 2025	FY 2026
General Revenue	(\$91,228)	(\$101,259)	(\$103,284)
Total Estimated Net Effect on General Revenue	(\$91,228)	(\$101,259)	(\$103,284)

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2024	FY 2025	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 2024	FY 2025	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 2024	FY 2025	FY 2026
General Revenue	1 FTE	1 FTE	1 FTE
Total Estimated Net Effect on FTE	1 FTE	1 FTE	1 FTE

- 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 2024	FY 2025	FY 2026
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

§§43.400, 43.401, and 210.795 – Protection of children

Officials from the **Department of Public Safety - Missouri Highway Patrol (MHP)** state the proposed language would require an additional 500 entries per year to be made into the National Center for Missing and Exploited Children (NCMEC) database. The Patrol, with this additional workload, anticipates the need to add one (1) additional Criminal Intelligence Analyst FTE. Funding for this FTE would come from General Revenue.

Oversight does not have any information contrary to that provided by MHP. Therefore, Oversight will reflect MHP's estimated impact for fiscal note purposes.

Officials from the **Office of Attorney General (AGO)** assume any additional litigation costs arising from this proposal can be absorbed with existing personnel and resources. However, the AGO may seek additional appropriations if there is a significant increase in litigation.

Oversight does not have any information to the contrary. Therefore, Oversight assumes the AGO will be able to perform any additional duties required by this proposal with current staff and resources and will reflect no fiscal impact to the AGO for fiscal note purposes.

Officials from the **Department of Elementary and Secondary Education, the Department of Health and Senior Services, the Department of Social Services, the Office of Administration, the Kansas City Police Department, the St. Louis County Police Department, and the Phelps County Sheriff's Department** 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.

Officials from the **Office of the State Courts Administrator** did not respond to **Oversight's** request for fiscal impact for this proposal.

Oversight only reflects the responses received from state agencies and political subdivisions; however, other local law enforcement and schools 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.

<u>FISCAL IMPACT – State Government</u>	FY 2024 (10 Mo.)	FY 2025	FY 2026
GENERAL REVENUE			
<u>Costs – MHP (§§43.401, 210.795) p. 3</u>			
Personal service	(\$43,760)	(\$53,562)	(\$54,633)
Fringe benefits	(\$38,968)	(\$47,697)	(\$48,651)
Equipment and expense	(\$8,500)	\$0	\$0
<u>Total costs – MHP</u>	<u>(\$91,228)</u>	<u>(\$101,259)</u>	<u>(\$103,284)</u>
FTE Change - MHP	1 FTE	1 FTE	1 FTE
ESTIMATED NET EFFECT ON THE GENERAL REVENUE	<u>(\$91,228)</u>	<u>(\$101,259)</u>	<u>(\$103,284)</u>
Estimated Net FTE Change on the General Revenue Fund	1 FTE	1 FTE	1 FTE

<u>FISCAL IMPACT – Local Government</u>	FY 2024 (10 Mo.)	FY 2025	FY 2026
	<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

MISSING CHILDREN (Sections 43.400, 43.401, and 210.795)

This act modifies the definition of a "missing child" in the context of law enforcement searches of missing children to include persons under 18 years of age, foster children regardless of age, emancipated minors, or homeless youth. Any agency or placement provider, including the Children's Division, with the care and custody of a child who is missing shall file a missing child complaint with the appropriate law enforcement agency within 2 hours of determining the child to be missing. The law enforcement agency shall immediately submit information on the missing child to the National Center for Missing and Exploited Children (NCMEC). The law enforcement agency shall institute a proper investigation and search for the missing child and maintain contact with the agency or placement provider making the complaint. The missing child's entry shall not be removed from any database or system until the child is found or the case is closed.

In the case of a child in the custody of the state who is determined to be missing, the child's case manager shall maintain information on the report and continue making contact with the child's family, juvenile officer, and guardian ad litem, among others. The case manager shall continue to contact law enforcement, as described in the act, and make quarterly reports to the court as to the child's status and efforts to locate the child. The Division shall not petition the court for a release of jurisdiction for the child or stop searching for the child while the child is missing until the child reaches 21.

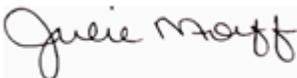
The Division shall develop protocols for conducting ongoing searches for children missing from care, as well as implement preventative measures to identify and mitigate risks to children who are at increased risk of running away, disappearing, or experiencing trafficking. The Division shall ensure that each child in the care and custody of the Division has an updated photograph in the child's record.

Any employee or contractor with the Division, service providers contracted by the Division, child welfare agencies, other state agencies, or schools shall, upon becoming aware that an emancipated minor or homeless youth is missing, inform the appropriate law enforcement agency and NCMEC within 24 hours.

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

Attorney General's Office
Department of Elementary and Secondary Education
Department of Health and Senior Services
Department of Public Safety - Missouri Highway Patrol
Department of Social Services
Office of Administration
Kansas City Police Department
St. Louis County Police Department
Phelps County Sheriff's Department



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April 25, 2023



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