

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 5156-01  
Bill No.: HB 1258  
Subject: Children and Minors; Domestic Relations; Family Law; Courts  
Type: Original  
Date: January 24, 2012

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Bill Summary: Changes the requirements for amending a certificate of birth.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2013	FY 2014	FY 2015
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

- 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).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2013</b>	<b>FY 2014</b>	<b>FY 2015</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Office of State Courts Administrator** and **Department of Health and Senior Services** assume the proposal will have no fiscal impact on their organizations.

Officials from the **Department of Social Services (DSS) - Family Support Division (FSD)** state the fiscal impact to FSD's child support program is likely to be zero, but that depends on the correct interpretation of subsection 193.215.8 of this proposal.

If the proposal's intent is to require an order to amend the birth certificate upon filing of the parents' voluntary acknowledgment of paternity, this legislation would cause IV-D State Plan noncompliance with federal paternity establishment requirements. Failure to have an approved IV-D State Plan would result in the loss of all federal funding for the IV-D program. This amount for federal fiscal year 2011 was approximately \$58.6 million. Any loss of federal funding would have to be replaced by General Revenue. A federally approved IV-D State Plan is also a requirement for the Temporary Assistance for Needy Families (TANF) block grant, so a disapproved IV-D State Plan could also jeopardize federal TANF funding.

Officials from the **DSS - Children's Division (CD)** state section 193.215.7 of this legislation prohibits a mother from executing a voluntary acknowledgment of paternity if:

- her parental rights have been terminated; or
- her consent to adoption or a waiver of consent to adoption has been accepted and approved by a court.

The passage of this proposal would not create a fiscal impact on the Children's Division.

Officials from the **DSS - Division of Legal Services (DLS)** state there is likely no fiscal impact to DLS. However, there may be a fiscal impact to FSD, but the impact is unknown, depending on the interpretation of the proposed language.

<u>FISCAL IMPACT - State Government</u>	FY 2013 (10 Mo.)	FY 2014	FY 2015
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2013 (10 Mo.)	FY 2014	FY 2015
	<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.

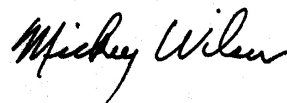
FISCAL DESCRIPTION

The proposed legislation appears to have no 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

Office of State Courts Administrator  
Department of Health and Senior Services  
Department of Social Services -  
    Family Support Division  
    Children's Division  
    Division of Legal Services



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January 24, 2012

HWC:LR:OD