

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 0878-01
Bill No.: HB 505
Subject: Social Services Department; Public Safety Department; Administrative Rules
Type: Original
Date: March 1, 2013

Bill Summary: This proposal changes the laws regarding child abuse and neglect.

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on General Revenue Fund	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
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 2014	FY 2015	FY 2016
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Total Estimated Net Effect on FTE	0	0	0

- 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).

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2014	FY 2015	FY 2016
Local Government	\$0	\$0	\$0

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Social Services (DSS) - Division of Research and Evaluation** state this proposal requires that individuals mandated to report suspicions of child abuse or neglect under 210.115.1, must report to the Children's Division (CD) immediately, removing the option "or cause a report to be made". In section 210.115.2, this proposal removes the requirement of the mandated reporter to report the suspicion to the person in charge or designee of the medical institution, school facility or public or private agency the person is working for. This proposal also adds the exception that when two or more persons required to report under 210.115.1, both have knowledge of the abuse, they can make a single report as a team member, but requires that if either team member is aware that a report has not been made the person is required to report. This proposal prohibits a supervisor or administrator from impeding or inhibiting the person required to report from reporting and prohibits any sanction against the reporter for not reporting. This proposal also allows the development of internal procedures to facilitate reporting and apprising supervisors or administrators as long as it does not conflict with the provisions in this section.

The Children's Division does not anticipate a fiscal or programmatic impact as a result of this proposal.

Section 595.220.7 of this proposal requires the department of public safety establish rules regarding the reimbursement of costs of forensic examinations for children under 14 years of age, including the required conditions and definitions for emergency and non emergency forensic examinations, as well as the required qualifications for medical providers performing non-emergency forensic examinations.

Officials from the **Office of Secretary of State (SOS)** state many bills considered by the General Assembly include provisions allowing or requiring agencies to submit rules and regulations to implement the act. The Secretary of State's office 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 this is a small amount and does not expect that additional funding would be required to meet these costs. However, it is also recognized 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 within 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.

ASSUMPTION (continued)

Officials from the **Office of Attorney General** assume any potential costs arising from this proposal can be absorbed with existing resources.

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 **Office of State Courts Administrator**, the **Department of Elementary and Secondary Education**, the **Department of Mental Health**, the **Department of Corrections**, the **Department of Health and Senior Services**, the **Department of Public Safety - Missouri State Highway Patrol**, the **Office of Prosecution Services**, the **Parkway School District**, **Barton County Memorial Hospital**, the **Boone County Sheriff's Department** and the **University of Missouri** each assume the proposal would not fiscally impact their respective agencies.

<u>FISCAL IMPACT - State Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2014 (10 Mo.)	FY 2015	FY 2016
	<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 direct 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 Attorney General
Office of State Courts Administrator
Department of Elementary and Secondary Education
Department of Mental Health
Department of Corrections
Department of Health and Senior Services
Department of Social Services
Department of Public Safety -
 Missouri State Highway Patrol
Office of Prosecution Services
Joint Committee on Administrative Rules
Office of Secretary of State
University of Missouri
Parkway School District
Barton County Hospital
Boone County Sheriff's Department



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