

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 3489-01  
Bill No.: HB 1126  
Subject: Courts  
Type: Original  
Date: May 9, 2006

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2007	FY 2008	FY 2009
<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 2007	FY 2008	FY 2009
Child Advocacy Center*	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>Other</u> State Funds*</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**\*Offsetting revenues and costs of approximately \$65,000 per fiscal year.**

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 2007</b>	<b>FY 2008</b>	<b>FY 2009</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 LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2007</b>	<b>FY 2008</b>	<b>FY 2009</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

### **FISCAL ANALYSIS**

#### **ASSUMPTION**

Officials from the **Office of the Attorney General, Office of Administration – Division of Budget and Planning, Department of Mental Health, Department of Revenue, Department of Public Safety – Director’s Office, Missouri House of Representatives, Missouri Senate,** and the **State Treasurer’s Office** assume the proposal would have no fiscal impact on their agencies.

Officials from the **Office of Prosecution Services** assume the proposal would not have a significant direct fiscal impact on county prosecutors.

Officials from the **Office of State Courts Administrator (CTS)** assume the legislation provides for a \$2.00 fee to be imposed on each party to a dissolution judgment, to be transferred to the Child Advocacy Center Fund. Based on the number of dissolution judgments in FY 05, CTS estimates revenue to the fund from the fee to be approximately \$76,160 (23,800 cases x 2 x \$2.00 x .80). However, because the rate of judgments fluctuates, a more accurate assumption would be \$65,000 to \$75,000 in any given year (the collection rate for these types of cases is 80%).

ASSUMPTION (continued)

Officials from the **Department of Social Services – Children’s Division** estimate the additional funds available for Child Advocacy Centers, based on FY 04 filings, to be \$117,632 (29,408 dissolutions filed x 2 x \$2.00). Officials assume any funds received by the Division would be used to support the Child Advocacy Centers. Therefore, there would be no fiscal impact to the Division. Officials assume Department of Social Services will need budgetary authority to distribute the funds collected.

Officials from the **Office of the Secretary of State (SOS)** assume 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 proposal for Administrative Rules is less than \$1,500. The SOS recognizes this is a small amount and does not expect additional funding would be required to meet these costs. However, SOS also recognizes that many such bills may be passed in a given year and that collectively the costs may be in excess of what the SOS can sustain with their core budget. Any additional required funding would be handled through the budget process.

**Oversight** has used the revenue estimates provided by Office of State Courts Administrator for fiscal note purposes. Oversight has conservatively based the fiscal note on revenues of \$65,000 per fiscal year.

<u>FISCAL IMPACT - State Government</u>	FY 2007 (10 Mo.)	FY 2008	FY 2009
<b>CHILD ADVOCACY CENTER FUND</b>			
<u>Revenues</u> – Department of Social Services			
From fees on dissolutions	\$54,167	\$65,000	\$65,000
<u>Costs</u> – Department of Social Services			
Distributions to Child Advocacy Centers	<u>(\$54,167)</u>	<u>(\$65,000)</u>	<u>(\$65,000)</u>
<b>ESTIMATED NET EFFECT ON CHILD ADVOCACY CENTER FUND</b>	<u><b>\$0</b></u>	<u><b>\$0</b></u>	<u><b>\$0</b></u>

FISCAL IMPACT - Local Government

FY 2007  
(10 Mo.)

FY 2008

FY 2009

\$0

\$0

\$0

FISCAL IMPACT - Small Business

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

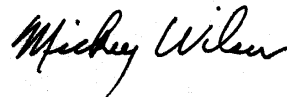
DESCRIPTION

The proposed legislation creates the Child Advocacy Center Fund to provide financial support for child advocacy centers. A fee of \$2 is imposed on each party to a dissolution of marriage judgment to be transferred into the fund. The Department of Social Services is responsible for establishing a procedure to distribute the moneys to qualifying child advocacy centers.

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 the Attorney General  
Office of Administration  
    – Division of Budget and Planning  
Office of State Courts Administrator  
Department of Mental Health  
Department of Revenue  
Department of Social Services  
Department of Public Safety  
    – Director's Office  
Missouri House of Representatives  
Office of Prosecution Services  
Missouri Senate  
Office of the Secretary of State  
State Treasurer's Office



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Director  
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