

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1808-02  
Bill No.: HCS for HB 826  
Subject: Children and Minors; Sexual Offenses; Health and Senior Services Department  
Type: Original  
Date: April 9, 2019

---

Bill Summary: This proposal allows the Department of Health and Senior Services to deny an application for a child-care facility license if the facility will be located within 1,000 feet of a place where a registered sexual offender resides or receives treatment

**FISCAL SUMMARY**

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
<b>Total Estimated Net Effect on General Revenue</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
<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 4 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
<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>			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

☐ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2020	FY 2021	FY 2022
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

**Oversight** notes that the **Department of Health and Senior Services (DHSS)** has stated the proposal would not have a direct fiscal impact on their organization. Oversight does not have any information to the contrary. Therefore, Oversight will reflect a zero impact in the fiscal note for this organization.

**Oversight** notes the provisions of 210.221.3 are permissive and do not require the DHSS to deny an application for licensure of a child-care facility if it is located within one thousand feet of any location where a sex offender resides or receives treatment/services. In addition, child-care facilities that care for four or fewer children that are unrelated are not required to obtain a license from the DHSS, in addition to private or religious organizations and nursery schools, among others. Persons applying for licensure of a child-care facility are not required to pay a licensing fee, so the provisions of this proposal would have no costs or savings to the DHSS.

<u>FISCAL IMPACT - State Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2020 (10 Mo.)	FY 2021	FY 2022
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

### FISCAL IMPACT - Small Business

This proposal could impact some small business daycare facilities, if they care for more than 4 unrelated children and are not exempt from licensing provisions, if the location they choose is within one thousand feet of the location that a sex offender lives or receives treatment/services at and DHSS does not grant them a license. There is, however, no cost for the daycare license.

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

Department of Health and Senior Services



Kyle Rieman  
Director  
April 9, 2019

Ross Strobe  
Assistant Director  
April 9, 2019