

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 2192S.01I  
Bill No.: SB 454  
Subject: Children and Minors; Children's Division; Family Law; Health and Senior  
Services, Department of; Social Services, Department of; Vital Statistics  
Type: Original  
Date: March 2, 2021

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Bill Summary: This proposal modifies provisions relating to child protection.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
General Revenue	(\$62,658)	(\$34,635)	(\$35,121)
<b>Total Estimated Net Effect on General Revenue</b>	<b>(\$62,658)</b>	<b>(\$34,635)</b>	<b>(\$35,121)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2022	FY 2023	FY 2024
<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.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2022</b>	<b>FY 2023</b>	<b>FY 2024</b>
Federal Funds*	\$0	\$0	\$0
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

\*Income and expenses are estimated at \$30,000 in FY22 and then \$6,000 thereafter and net to \$0.

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
<b>FUND AFFECTED</b>	<b>FY 2022</b>	<b>FY 2023</b>	<b>FY 2024</b>
General Revenue	0.5 FTE	0.5 FTE	0.5 FTE
<b>Total Estimated Net Effect on FTE</b>	<b>0.5 FTE</b>	<b>0.5 FTE</b>	<b>0.5 FTE</b>

- ☐ 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.

**FORMCHECKBOX**

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2022</b>	<b>FY 2023</b>	<b>FY 2024</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

#### §210.156 - DHSS and DSS to share certain birth information

Officials from **Department of Health and Senior Services (DHSS)** state §210.156 requires state registrar of vital statistics to provide birth record information to the Department of Social Services (DSS), when a child is born to an individual whose identifying information has been provided by DSS and whose parental rights have been terminated or who has pled guilty or has found guilty of certain offenses when the victim is under the age of 18 years old.

Per information provided by DSS, an average of 2,185 parents have their rights terminated each year in Missouri. The number of parental terminations processed by DSS and provided to DHSS that were the result of a guilty plea or the person has been found guilty of the offenses described in §210.156 is unknown. Therefore, based on 2,185 data requests, the Division of Community and Public Health (DCPH), Bureau of Vital Statistics, assumes it will take one (1) Research/Data Analyst (average salary \$46,651) 1,040 hours to match the list of individuals whose identifying information was provided by DSS and/or a court to DHSS databases through complex programming queries and working with other units to ensure linkage of information across entities in an accurate manner. Based on 2,080 working hours this would require 0.5 FTE (2,080 hours / 1,040 hours) to assume these duties for an estimated personal services cost of \$23,326 ( $46,651 \times .5$  FTE) for FY 2022.

In response to similar legislation (HB 432), **Oversight** contacted DHSS staff regarding changes to staffing and ITSD costs provided for similar provisions found in HCS HB 2216 (2020). In that fiscal note response, DHSS assumed 1 FTE Public Health Data Technician I (\$29,448) would be needed to maintain a list of individuals whose identifying information was provided by the DSS, searching for the information and documentation, and processing the vital record information for submission to DSS. In addition, approximately \$41,040 in ITSD costs for changes to the electronic vital record keeping system was going to be required.

**DHSS** officials stated that, after further research for the current proposal, it was determined the task required by this proposal could be accomplished by having a research analyst use a linkage process the Bureau of Vital Records already has the capability of performing (thus, no ITSD costs), rather than someone having to go through each record manually. However, the work would be done by a different bureau and would require a higher skilled position to perform the process (complex programming queries).

Generally, **Oversight** assumes departments have the ability to absorb limited increases in duties by existing staff. However, DHSS officials stated the DCPH does not currently have the capacity to absorb even 0.5 FTE of a Data/Research Analyst. Therefore, for fiscal note purposes, Oversight will present DHSS' request for 0.5 FTE Research/Data Analyst in the Division of Community and Public Health (\$46,651) as of January 1, 2021. However, Oversight assumes 0.5

FTE would not be provided fringe benefits (health insurance, sick leave, vacation, etc.) and the state would only pay Social Security and Medicare benefits of 7.65 percent. In addition, Oversight assumes the DHSS would not need additional rental space for 0.5 FTE. However, if multiple proposals pass during the legislative session requiring additional FTE, cumulatively the effect of all proposals passed may result in the DHSS needing additional rental space.

Officials from **Department of Social Services (DSS)** does not anticipate a fiscal impact to their agency, but state there will be an impact to Office of Administration, Information Technology Services Division/DSS. **Oversight** does not have any information to the contrary. Therefore, Oversight will reflect a zero impact for DSS in the fiscal note.

Officials from **OA, ITSD/DSS** state this proposal would require them to build a new interface with DHSS based on the current Missouri's Family Care Safety Registry (FCSR) process that would allow DHSS to query the Family and Children Electronic System (FACES) based on a Departmental Client Number (DCN) that has been entered. The new process will be similar but have additional edits and queries to check for TPRs and guilty verdicts.

OA, ITSD/DSS assumes every new IT project/system will be bid out because all ITSD resources are at full capacity. IT contract rates for FACES are estimated at \$95/hour. It is assumed the necessary modifications will require 649.73 hours for a cost of \$61,724 (649.73 \* \$95), split 50% GR; 50% Federal in FY22. Ongoing support and maintenance costs are estimated to be \$12,652 in FY23 and \$12,970 in FY24, split 50% GR; 50% Federal.

**Oversight** does not have any information to the contrary. Therefore, Oversight will reflect the costs provided by ITSD/DSS for fiscal note purposes.

#### Responses regarding the proposed legislation as a whole

Officials from the **Office of State Courts Administrator (OSCA)** state there may be some impact but there is no way to quantify that currently. Any significant changes will be reflected in future budget requests.

**Oversight** does not have any information to the contrary. Therefore, Oversight assumes the OSCA 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 OSCA for fiscal note purposes. Oversight also assumes OSCA may seek additional appropriations if the proposal results in a significant increase in costs.

#### Rule Promulgation

Officials from the **Joint Committee on Administrative Rules** assume this proposal is not anticipated to cause a fiscal impact beyond its current appropriation.

Officials from the **Office of the Secretary of State** notes 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 Secretary of State's office for Administrative Rules is less than \$5,000. The Secretary of State's office recognizes that this is a small amount and does not expect that additional funding would be required to meet these costs. However, they also recognize 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 our office can sustain with our core budget. Therefore, they reserve 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.

<u>FISCAL IMPACT – State Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
<b>GENERAL REVENUE</b>			
<u>Costs</u> - DHSS (§210.156)			
Personal service	(\$19,438)	(\$23,559)	(\$23,794)
Fringe benefits	(\$1,487)	(\$1,802)	(\$1,820)
Equipment and expense	(\$10,871)	(\$2,948)	(\$3,022)
<b>Total Costs - DHSS</b>	<b>(\$31,796)</b>	<b>(\$28,309)</b>	<b>(\$28,636)</b>
FTE Changes DHSS	0.5 FTE	0.5 FTE	0.5 FTE
<u>Costs</u> - OA, ITSD/DSS (§210.156) FACES system changes	(\$30,862)	(\$6,326)	(\$6,485)
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE</b>	<b>(\$62,658)</b>	<b>(\$34,635)</b>	<b>(\$35,121)</b>
Estimated Net FTE Change on the General Revenue Fund	0.5 FTE	0.5 FTE	0.5 FTE
<b>FEDERAL FUNDS</b>			
<u>Income</u> - OA, ITSD (§210.156) Reimbursement for FACES system changes	\$30,862	\$6,326	\$6,485
<u>Costs</u> - OA, ITSD/DSS (§210.156) FACES system changes	(\$30,862)	(\$6,326)	(\$6,485)
<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<u>FISCAL IMPACT – Local Government</u>	FY 2022 (10 Mo.)	FY 2023	FY 2024
	<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

Under this act, the Children's Division shall make available to the State Registrar the identifying information of certain individuals whose parental rights have been terminated due to child abuse or neglect, individuals who pled or were found guilty of murder or manslaughter when the victim was a child, and individuals who pled guilty or were found guilty of certain sexual offenses against a child. The State Registrar shall provide to the Division the birth record information of children born to such individuals. The Division shall verify the identity of the parent and if that identity is verified, the Division shall provide the appropriate local office with information regarding the birth of the child. Appropriate local Division personnel shall initiate contact with the family, or make a good faith effort to do so, to determine if the parent or family has a need for services and provide such voluntary and time-limited services as appropriate. The Division shall document the results of such contact and services provided, if any, in the Division's information system. Identifying information and records created and exchanged under this act shall be closed records and shall only be used as specified in the act (§§193.075; 210.150 and 210.156).

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

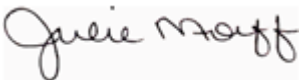
Department of Health and Senior Services

Department of Social Services

Joint Committee on Administrative Rules

Office of the State Courts Administrator

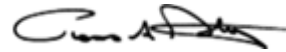
Office of the Secretary of State



Julie Morff

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March 2, 2021



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March 2, 2021