

**FISCAL NOTE**  
**Requested by Legislative Council**  
**02/04/2013**

Bill/Resolution No.: SB 2323

- 1 A. **State fiscal effect:** *Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.*

	2011-2013 Biennium		2013-2015 Biennium		2015-2017 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
<b>Revenues</b>						
<b>Expenditures</b>			\$1,611,771		\$1,577,179	
<b>Appropriations</b>			\$1,611,771		\$1,577,179	

- 1 B. **County, city, school district and township fiscal effect:** *Identify the fiscal effect on the appropriate political subdivision.*

	2011-2013 Biennium	2013-2015 Biennium	2015-2017 Biennium
<b>Counties</b>			
<b>Cities</b>			
<b>School Districts</b>			
<b>Townships</b>			

- 2 A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

The bill will require mandatory reporting of abuse or neglect of a vulnerable adult and provide a penalty.

- B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

Section 1 subsection 1 of the bill requires mandatory reporting by any medical or mental health professional or personnel, law enforcement officer, firefighter, member of the clergy, financial service provider, attorney or caregiver having reasonable cause to believe a vulnerable adult has been subjected to abuse or neglect. Section 1 subsection 2 provides for voluntary reporting by any person not required to report under subsection 1. For the first four months of SFY 2013, 316 referrals have been received. It is estimated that under this bill, referrals would increase by 70%, based on similar legislation that was implemented in South Dakota. With a 70% increase, the estimated annual number of referrals could be 1,612. It is estimated that, at a minimum, this would require 1 FTE to be located in each of the eight regions of the state for a total of 8 FTE. The potential impact on State's Attorneys related to the provisions on failure to report is undeterminable since there is no way to estimate the number of the cases that would be prosecuted.

3. **State fiscal effect detail:** *For information shown under state fiscal effect in 1A, please:*

- A. **Revenues:** *Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.*

- B. **Expenditures:** *Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.*

The fiscal impact for the Department of Human Services for the 2013-15 biennium would be the cost for 8 FTE to handle the increased number of referrals that would be received. Salary and fringe for 8 FTE would total \$1,354,197. Operating costs for travel, rent, office supplies, communications would total \$217,574. IT costs for

maintenance of database reporting system would total \$40,000. Total cost for the 2013-15 biennium would total \$1,611,771. The fiscal impact for DHS for the 2015-2017 biennium would be \$1,577,179. This reflects the removal of one-time costs for office furniture and equipment that would occur in 2013-15 biennium.

- C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

The funding needed to perform the requirements provided for in SB 2323 are not included in the Department of Human Services appropriation bill (HB 1012), therefore DHS would need a general fund appropriation of \$1,611,771 for the 2013-15 biennium and \$1,577,179 for the 2015-17 biennium.

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