

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1261-02  
Bill No.: HB 403  
Subject: Children and Minors; Crimes and Punishment; Family Law  
Type: Original  
Date: March 24, 2009

---

Bill Summary: The proposal establishes the criteria for the court to enter orders regarding a risk of international child abduction by a parent.

**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
General Revenue	(Less than \$72,600)	(Less than \$72,600)	(Less than \$72,600)
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>(Less than \$72,600)</b>	<b>(Less than \$72,600)</b>	<b>(Less than \$72,600)</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
<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 2010	FY 2011	FY 2012
Federal	(Less than \$27,400)	(Less than \$27,400)	(Less than \$27,400)
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>(Less than \$27,400)</b>	<b>(Less than \$27,400)</b>	<b>(Less than \$27,400)</b>

<b>ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)</b>			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
<b>Total Estimated Net Effect on FTE</b>	<b>0</b>	<b>0</b>	<b>0</b>

☐ 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).

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2010	FY 2011	FY 2012
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

## FISCAL ANALYSIS

### ASSUMPTION

Officials from the **Office of State Courts Administrator** assume the proposed legislation would have no fiscal impact on the courts.

Officials from the **Department of Social Services – Children’s Division** assume there is a possibility that this bill would result in the court placing children in the legal custodian of the Children’s Division as a measure to protect the child from international abduction. The Children’s Division does not anticipate this to be a significant number, however this number is impossible to predict. Therefore, the Children’s Division anticipates a fiscal impact that is unknown, but less than \$100,000. This impact will be to the General Revenue and Federal Funds.

<u>FISCAL IMPACT - State Government</u>	FY 2010 (10 Mo.)	FY 2011	FY 2012
<b>GENERAL REVENUE FUND</b>			
<u>Costs – Department of Social Services</u>			
Custodial costs	<u>(Less than</u> <u>\$72,600)</u>	<u>(Less than</u> <u>\$72,600)</u>	<u>(Less than</u> <u>\$72,600)</u>
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>	<u>(Less than</u> <u>\$72,600)</u>	<u>(Less than</u> <u>\$72,600)</u>	<u>(Less than</u> <u>\$72,600)</u>
<b>FEDERAL FUNDS</b>			
<u>Costs – Department of Social Services</u>			
Custodial costs	<u>(Less than</u> <u>\$27,400)</u>	<u>(Less than</u> <u>\$27,400)</u>	<u>(Less than</u> <u>\$27,400)</u>
<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>	<u>(Less than</u> <u>\$27,400)</u>	<u>(Less than</u> <u>\$27,400)</u>	<u>(Less than</u> <u>\$27,400)</u>

FISCAL IMPACT - Local Government

FY 2010  
(10 Mo.)

FY 2011

FY 2012

\$0

\$0

\$0

FISCAL IMPACT - Small Business

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

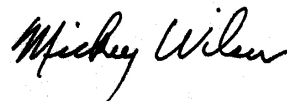
FISCAL DESCRIPTION

The proposed legislation allows a court to take certain measures to protect a child if it determines that there is credible evidence of a potential risk of international abduction of the child by a parent. The proposal specifies the measures that the court is allowed to take as well as the factors it is to consider when determining whether a potential risk of abduction exists.

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 State Courts Administrator  
Department of Social Services



Mickey Wilson, CPA  
Director  
March 24, 2009