

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 145** HLS 18RS 281

Bill Text Version: **ENGROSSED**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 4, 2018	6:46 AM	Author: COX
Dept./Agy.: LA Supreme Court/LA Public Defender Board		Analyst: Zachary Rau
Subject: Child in Need of Care Proceedings, Certain Diagnoses		

MENTAL HEALTH EG SEE FISC NOTE SD EX See Note Page 1 of 1
Provides limitations on diagnosing of the disorder commonly known as "Munchausen syndrome by proxy", and on initiation of child welfare proceedings

Proposed law prohibits the diagnosis of factitious disorder imposed on another except for when certain criteria are met. Proposed law defines "bona fide evaluation" and enumerates the actions that constitute such an evaluation. Proposed law states that diagnosis of factitious disorder imposed on another shall not constitute grounds for a determination that a child is in need of care unless the diagnosis is made pursuant to proposed law.

EXPENDITURES	2018-19	2019-20	2020-21	2021-22	2022-23	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	SEE BELOW					
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total						
REVENUES	2018-19	2019-20	2020-21	2021-22	2022-23	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. Proposed law prevents the initiation of Child in Need of Care (CINC) proceedings on the basis of a of factitious disorder imposed on another unless certain criteria are met. Staff at the LA Supreme Court report no anticipated SGF expenditure impact as a result of the proposed legislation. Furthermore, the LA Public Defender Board currently provides counsel for CINC proceedings, but is unsure how many CINC petitions currently filed would be invalidated as a result of proposed law. To the extent proposed law invalidates CINC petitions for the LPDB, the Board would realize a savings, although LPDB staff report that any savings realized would likely not be significant.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Evan Brasseaux

Evan Brasseaux
Staff Director