

Fiscal Estimate - 2019 Session

☒ Original
 ☐ Updated
 ☐ Corrected
 ☐ Supplemental

LRB Number 19-1830/1	Introduction Number AB-0166	
Description presumption and conclusive determination of paternity on the basis of genetic test results and orders that may be granted on the basis of genetic test results		
Fiscal Effect State: <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input checked="" type="checkbox"/> No State Fiscal Effect <input type="checkbox"/> Indeterminate <div style="display: flex;"> <div style="width: 50%;"> <input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations </div> <div style="width: 50%;"> <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues </div> </div> </div> <div style="width: 33%;"> <input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <div style="display: flex; justify-content: space-around;"> <input type="checkbox"/> Yes <input type="checkbox"/> No </div> <input type="checkbox"/> Decrease Costs </div> </div> Local: <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> No Local Government Costs <input checked="" type="checkbox"/> Indeterminate <div style="display: flex;"> <div style="width: 50%;"> 1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> <div style="width: 50%;"> 3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory 4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory </div> </div> </div> <div style="width: 33%;"> 5. Types of Local Government Units Affected <div style="display: flex; flex-wrap: wrap;"> <div style="width: 33%;"> <input type="checkbox"/> Towns <input type="checkbox"/> Counties <input type="checkbox"/> School Districts </div> <div style="width: 33%;"> <input type="checkbox"/> Village <input type="checkbox"/> Others <input type="checkbox"/> WTCS Districts </div> <div style="width: 33%;"> <input type="checkbox"/> Cities </div> </div> </div> </div>		
<div style="display: flex; justify-content: space-between;"> <div> Fund Sources Affected <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS </div> <div> Affected Ch. 20 Appropriations </div> </div>		
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Fiscal Estimate Narratives

DHS 5/29/2019

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Description presumption and conclusive determination of paternity on the basis of genetic test results and orders that may be granted on the basis of genetic test results					

Assumptions Used in Arriving at Fiscal Estimate

Under current law, a court may adjudicate a man to be a child's father in a paternity action, or a man and a child's mother may sign and file a statement acknowledging paternity with the state registrar of vital records. Both cases result in a conclusive determination that the man is the child's father, and the state registrar may change the child's birth record to show the man as the child's father and a court may enter orders for child support, legal custody and physical placement rights with respect to the man. The state registrar is housed within the Department of Health Services.

This bill creates a new presumption of paternity and a new way to conclusively determine paternity under the law using genetic testing. If the parties meet all the requirements specified in the bill to conclusively determine paternity and neither party objects to a notice provided by the child support agency informing each party of the test results, the child support agency must then file a report of the test results with the state registrar, showing a conclusive determination of paternity. On the basis of the report, the state registrar must insert the name of the father on the child original birth record if the father's name was omitted.

To meet the requirements of this legislation, the Department does not anticipate a fiscal impact to DHS as the activities of the state registrar in regards to paternity will largely remain the same.

While local government could incur costs to implement the proposed changes, these costs are indeterminate.

Long-Range Fiscal Implications