

Fiscal Estimate - 2019 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 19-5286/1	Introduction Number SB-728
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Description
 termination of parental rights if a child has been placed outside the home for 15 of the last 22 months

Fiscal Effect

State:

No State Fiscal Effect
 Indeterminate

<input type="checkbox"/> Increase Existing Appropriations <input type="checkbox"/> Decrease Existing Appropriations <input type="checkbox"/> Create New Appropriations	<input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Decrease Existing Revenues	<input type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Decrease Costs
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Local:

No Local Government Costs
 Indeterminate

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	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	5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
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Fund Sources Affected	Affected Ch. 20 Appropriations
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	

Agency/Prepared By DA/ Kasey Deiss (608) 267-2700	Authorized Signature James Langdon (608) 264-6109	Date 1/30/2020
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Fiscal Estimate Narratives

DA 1/30/2020

LRB Number	19-5286/1	Introduction Number	SB-728	Estimate Type	Original
Description termination of parental rights if a child has been placed outside the home for 15 of the last 22 months					

Assumptions Used in Arriving at Fiscal Estimate

This fiscal estimate is submitted by the Director of the State Prosecutors Office on behalf of Agency 475 – District Attorneys. This fiscal estimate is responsive only to the fiscal and resource effect of the proposed legislation on the District Attorney program.

This bill expands the termination of parental rights (TPR) ground based on a child's continuing need of protection or services. Current law provides various grounds for an involuntary TPR, including continuing need of protection or services, which must be established by proving 1) that the child has been adjudged to be a child or juvenile in need of protection or services (CHIPS) and placed, or continued in a placement, outside the child's home pursuant to one or more orders of the court assigned to exercise jurisdiction under the Children's Code (juvenile court); 2) that the agency responsible for the care of the child has made a reasonable effort to provide the services ordered by the juvenile court; and 3) that the child has been outside the home for a cumulative total period of six months or longer, the parent has failed to meet the conditions established for the safe return of the child to the home, and there is a substantial likelihood that the parent will not meet those conditions by the time the child has been placed outside the home for 15 of the last 22 months.

Under current law, if a child is placed outside of his or her home on a CHIPS order for 15 of the last 22 months, an agency or the district attorney, corporation counsel, or other appropriate official must file a TPR petition against the parent or parents. Under current law, if such a petition is filed, the petitioner must establish that grounds exist for an involuntary TPR. Under this bill, the involuntary TPR ground of continuing need of protection or services may be established by proving that a child has been placed outside of his or her home on a continuing CHIPS order for 15 of the last 22 months.

Responsive District Attorneys did not anticipate a near-range fiscal or resource effect on their offices resulting from this legislation. District Attorneys do not have the available means to forecast the effect on any other local units of government resulting from this legislation.

Long-Range Fiscal Implications

Responsive District Attorneys did not anticipate a long-range fiscal or resource effect on their offices resulting from this legislation.