

FISCAL ESTIMATE

DOA-2048 N(R10/98)

- ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

Subject

Mental health treatment for minors

Fiscal Effect

State: No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

- Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

Increase Costs - May be possible to Absorb Within Agency's Budget Yes No

Decrease Costs

Local: No local government costs

1. Increase Costs
 Permissive Mandatory
 2. Decrease Costs
 Permissive Mandatory

3. Increase Revenues
 Permissive Mandatory
 4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:

- Towns Villages Cities
 Counties Others _____
 School Districts WTCS Districts

Fund Sources Affected

- GPR FED PRO PRS SEG SEG-S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate

This LRB draft eliminates the distinction between the treatment under the Mental Health Act of minors under the age of 14 years and minors who are 14 years of age or over.

One provision of this LRB draft would require a court to hold a hearing for a minor 14 years of age or over who has requested discharge from an inpatient facility. It appears that such a hearing would be held regardless of whether the inpatient facility (or other person, such as the minor's parent) objects to the minor's discharge. (See proposed s. 51.13 (7) of the LRB draft.) Because such a hearing would be held in every case involving a minor who requests discharge, it is possible that the SPD would incur costs. However, under current law, if a minor 14 years of age or over requests discharge and the inpatient facility (or other person) objects to the minor's discharge, a petition for emergency detention, involuntary commitment, or protective placement would need to be filed to keep the minor detained. (See current s. 51.13 (7)(b).) The SPD currently handles such emergency detention, involuntary commitment and protective placement petitions. Because the proposed change in the LRB draft would obviate the need for an emergency detention, involuntary commitment, or protective placement petition to be filed in situations where a minor 14 years of age or over has requested discharge, the SPD would handle less of those matters. Therefore, any costs associated with handling the hearing under proposed s. 51.13 (7) would be offset by the reduced number of emergency detention, involuntary commitment and protective placement petitions presently filed under current s. 51.13 (7)(b).

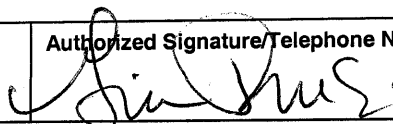
Other provisions in the draft do not appear to have a fiscal effect on the agency as the agency does not handle voluntary commitment matters or matters related to a minor's request to review his or her court or treatment records.

The SPD has no data from which to estimate local government costs.

Long-Range Fiscal Implications

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Date
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