

Fiscal Estimate — 2001 Session

- Original Updated
 Corrected Supplemental

LRB Number 1561/1	Amendment Number if Applicable
Bill Number SB 28	Administrative Rule Number

Subject
 Taking a Newborn Child into Custody

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. <input type="checkbox"/> Increase Costs
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | 3. <input type="checkbox"/> Increase Revenues
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory |
| 2. <input type="checkbox"/> Decrease Costs
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | 4. <input type="checkbox"/> Decrease Revenues
<input type="checkbox"/> Permissive <input type="checkbox"/> 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 Chapter 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate

This bill includes several provisions with regards to relinquishing custody of a newborn child. The main ones include:

- (1) Permitting a newborn child to be taken into custody by a law enforcement officer or certain medical staff persons after custody has been relinquished by the newborn's parent.
- (2) Permitting a parent who wishes to relinquish custody of a newborn, but is unable to travel, to call "911." The "911" dispatcher is required to dispatch a law enforcement officer or medical staff person to meet the parent and take the child into custody.
- (3) Providing a right of anonymity to any parent who relinquishes custody of a newborn under the bill or any person who assists a parent in that relinquishment. It also requires that all records relating to the relinquishment of a child remain confidential.
- (4) Requiring any law enforcement officer or medical staff person who takes a newborn into custody under the bill to make available to the parent the Maternal and Child Health toll-free telephone number and the telephone number of the local health department.
- (5) Providing immunity from civil or criminal liability for any good faith act or omission in connection with relinquishing a newborn under the bill and provides immunity to any law enforcement officer or medical staff person any good faith act or omission in connection with duties under the bill.

(Continued)

Long-Range Fiscal Implications

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(6) Permitting a juvenile court to exercise jurisdiction over a newborn child who has been relinquished under the bill and who is alleged to be in need of protection and services and to grant an involuntary TPR over a newborn child on the grounds that custody of the newborn child has been relinquished under the bill.

The bill also requires the Department to promulgate rules implementing its provisions. This bill would have no fiscal impact on the Department or local government health and social service agencies.