

Fiscal Estimate - 2019 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 19-0241/2	Introduction Number AB-0047
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Description
 guardianships of children

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	

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Fiscal Estimate Narratives

DHS 3/19/2019

LRB Number	19-0241/2	Introduction Number	AB-0047	Estimate Type	Original
Description guardianships of children					

Assumptions Used in Arriving at Fiscal Estimate

This bill creates new standards and processes for appointment of a guardian of a minor's person. The bill creates a new statute to govern child guardianships under Chapter 48, and shifts the jurisdiction for guardianship determinations from probate courts to child courts. The bill creates four types of guardianships and defines their standards and duties. The bill allows anyone, including a child over the age of 12, to petition for the appointment of a guardian, sets the standards and processes for the hearing, and defines the processes and situations required to end guardianships.

Oversight of guardian performance has been, and remains, the responsibility of the courts, under this bill. Because of this, the bill is not expected to significantly impact the Department's services. If the bill results in more guardians being appointed for children, the Department's Client Rights Office may receive more questions about mental health services for those children, but should be able to absorb the increase within existing staff and resources.

Under the provisions of the bill, local agencies that provide public benefits to a child become "interested parties" in a guardianship hearing. Under the bill, interested parties are able to petition for a guardianship on behalf of the child, be a party to a guardianship hearing, and/or participate in a guardian ad litem investigation. The bill is not expected to substantially increase county agency workloads because they already are able to provide this assistance to minors.

Long-Range Fiscal Implications