

Fiscal Estimate - 2021 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 21-4302/1	Introduction Number AB-0514
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Description
 civil cause of action for financial exploitation

Fiscal Effect

State:

- No State Fiscal Effect
- Indeterminate
 - Increase Existing Appropriations
 - Decrease Existing Appropriations
 - Create New Appropriations
- Increase Existing Revenues
- Decrease Existing Revenues
- Increase Costs - May be possible to absorb within agency's budget
 - Yes No
- Decrease Costs

Local:

- No Local Government Costs
- Indeterminate
 - 1. Increase Costs Permissive Mandatory
 - 2. Decrease Costs Permissive Mandatory
 - 3. Increase Revenue Permissive Mandatory
 - 4. Decrease Revenue Permissive Mandatory
- 5. Types of Local Government Units Affected
 - Towns Village Cities
 - Counties Others
 - School Districts WTCS Districts

Fund Sources Affected **Affected Ch. 20 Appropriations**

GPR FED PRO PRS SEG SEGS 20.680 (2)(a) and (2)(j)

Agency/Prepared By	Authorized Signature	Date
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Fiscal Estimate Narratives

CTS 9/8/2021

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Assumptions Used in Arriving at Fiscal Estimate

This bill creates a civil cause of action for financial exploitation of a vulnerable person.

Court Operations and Consolidated Court Automation Program (CCAP) will have to determine the procedure and program any changes necessary to process these cases, including developing new procedures for clerks, CCAP history event codes, and potentially a new case class code. Implementation will likely take two months of Court Operations and CCAP staff time. Judges hearing civil cases will have additional cases added to their case load if one of these actions was filed.

Under the proposed legislation, there will likely be an increase in financial exploitation filings the Court receives. These additional caseload would likely require an increased, but indeterminate, amount of staff hours to process.

Fiscal Effect – Costs/Savings: The Director of State Courts has determined that the implementation of this bill would incur indeterminate, one-time GPR and PR costs

GPR one-time implementation costs

- Creating a new form or amend an existing form to allow financial exploitation of a vulnerable person
- Updating publications and website materials
- Creating new procedures and trainings for judges and clerks
- Providing training to judges and clerks

PR one-time Consolidated Court Automation Program (CCAP) implementation costs requires one-time programming

- Adding new/amended forms
- Creating a new eFiling document type
- Create new court record events codes and potentially a new maintenance code to reflect when someone is filing a financial exploitation case

The Director of State Courts has determined that it would require approximately two months (347 hours) of one-time programming costs in order to make the changes required under the bill. In order to implement the changes, staff would have to be diverted from normal activities in order to complete the programming. As a result, it is likely that CCAP would hire temporary staff or contractors to complete the programming, at an approximate cost of \$81/hr, for a total cost of \$28,100. This would increase costs but it may be possible to absorb those costs within the department's budget.

Fiscal Effect – Local impact: It is likely that courts will receive a few cases, which will impact clerks, judges, and DA's Offices.

It is not possible to project the number of cases that would need to be processed by the Courts or by counties, therefore the state or local cost increase resulting from this bill is indeterminate at this time.

Long-Range Fiscal Implications

The Court system does not anticipate a long-range impact resulting from this proposed bill.