

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1377-02  
Bill No.: Truly Agreed to and Finally Passed HCS for HB 462 & 463  
Subject: Health Care; Liability; Mental Health; Mental Health Department  
Type: Original  
Date: May 17, 2005

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON GENERAL REVENUE FUND</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<b>Total Estimated Net Effect on General Revenue Fund</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON OTHER STATE FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<b>Total Estimated Net Effect on <u>Other</u> State Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 5 pages.

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
Federal Funds*		\$0	\$0
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

\*Unknown income and costs would net to \$0.

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
<b>FUND AFFECTED</b>	<b>FY 2006</b>	<b>FY 2007</b>	<b>FY 2008</b>
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

### FISCAL ANALYSIS

#### ASSUMPTION

Officials from the **Department of Public Safety - Missouri State Highway Patrol**, the **Office of State Courts Administrator**, the **Department of Social Services**, the **Department of Economic Development - Division of Professional Registration**, the **Department of Health and Senior Services**, the **Department of Corrections**, the **Missouri House of Representatives**, the **Coordinating Board of Higher Education**, the **Missouri Senate**, the **Missouri Consolidated Health Care Plan**, the **Department of Elementary and Secondary Education**, and the **Department of Mental Health** assume this proposal would not fiscally impact their agencies.

Officials from the **Office of Attorney General (AGO)** assume that this proposal would have a positive, but limited fiscal impact. AGO states Section 537.037.3 states that if certain state employees render suicide prevention interventions, they are not liable for civil damages. Thus, these employees are exempt from the Legal Expense Fund coverage that would normally apply under these rare occurrences.

AGO states with respect to the release of confidential information relating to individuals, AGO assumes that because this proposal does not greatly expand the authority of state agencies to

ASSUMPTION (continued)

release otherwise protected information. Therefore, this proposal would create minimal costs that can be absorbed with existing resources.

Officials from the **Jefferson City Police Department, the Boone County Fire Protection District, and the Springfield Police Department** assume there would be no fiscal impact as a result of this proposal.

**Oversight** assumes the DMH will receive federal funds from the Centers for Disease Control and Prevention to participate in the National Violent Death Reporting system. **Oversight** assumes the DMH will spend the funds received. Therefore, Oversight is presenting a \$0 balance in federal funds.

<u>FISCAL IMPACT - State Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
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**FEDERAL FUNDS**

<u>Income - Department of Mental Health</u> Federal grant	Unknown	Unknown	Unknown
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<u>Costs - Department of Mental Health</u> State-based reporting system	<u>(Unknown)</u>	<u>(Unknown)</u>	<u>(Unknown)</u>
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<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>
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<u>FISCAL IMPACT - Local Government</u>	FY 2006 (10 Mo.)	FY 2007	FY 2008
	<b><u>\$0</u></b>	<b><u>\$0</u></b>	<b><u>\$0</u></b>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposal includes suicide prevention intervention rendered in good faith at the scene of a

DESCRIPTION (continued)

threatened suicide by a mental health professional, substance abuse counselor, or other person who has been trained to provide suicide prevention interventions to the list of care or services rendered in an emergency situation that are immune from civil liability.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

This proposal establishes the Suicide Prevention Advisory Committee within the Department of Mental Health. The Committee will be comprised of eighteen members.

The Department of Mental Health, in consultation with the Department of Health and Senior Services, will seek funding from the Centers for Disease Control and Prevention to participate in the National Violent Death Reporting System. If funding is not available from the Centers for Disease Control and Prevention, the Department of Mental Health in consultation with the Department of Health and Senior Services, subject to appropriation, will develop a state-based reporting system based on the National Violent Death Reporting System.

These provisions sunset six years after the effective date of the proposal unless reauthorized by the General Assembly.

SOURCES OF INFORMATION

Office of Attorney General  
Office of State Courts Administrator  
Department of Economic Development  
Department of Elementary and Secondary Education  
Department of Mental Health  
Department of Health and Senior Services  
Department of Social Services  
Department of Public Safety -  
    Missouri State Highway Patrol  
Missouri House of Representatives  
Missouri Senate  
Department of Corrections  
Missouri Consolidated Health Care Plan  
Coordinating Board of Higher Education  
Boone County Fire Department  
Jefferson City Police Department  
Springfield Police Department



Mickey Wilson, CPA  
Director  
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