

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO.: 3013-02
BILL NO.: HCS for SB 722
SUBJECT: Family Access Motions May be Used to Enforce All Custody & Visitation Orders
TYPE: Original
DATE: April 11, 2000

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None			
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None			
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Local Government	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.
 This fiscal note contains 3 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Office of State Courts Administrator (CTS)** stated there may be a slight increase in the number of family access motions filed. CTS does not anticipate a significant increase in the workload of the courts.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	\$0	\$0	\$0
<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
	\$0	\$0	\$0

FISCAL IMPACT - Small Business

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

DESCRIPTION

This proposal repeals the current child relocation statute in its entirety and, with one minor addition, reenacts the child relocation statute as it was prior to the 1998 rewrite of the section.

The proposal requires that notice of a relocation for more than 90 days of a child or a party entitled to custody or visitation must be given to all parties with custody or visitation rights. A custodial party cannot change the residence of a child to another state or remove the child from Missouri for more than 90 days without a court order or consent of other parties with custody or visitation rights. A non-custodial parent with visitation rights must be given notice and an opportunity to be heard. Violations of court orders under this section can be deemed a change in circumstances justifying a child custody modification.

This proposal allows family access motions to be used to enforce all custody and visitation orders.

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

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SOURCES OF INFORMATION

Office of State Courts Administrator

A handwritten signature in black ink, appearing to read "Jeanne Jarrett". The signature is written in a cursive style with a large initial "J".

Jeanne Jarrett, CPA
Director
April 11, 2000