

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO.: 3077-01
BILL NO.: HB 1197
SUBJECT: Courts; Health Care; Health Department; Health, Public
TYPE: Original
DATE: January 17, 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 **Department of Health**, the **State Public Defender**, and the **Office of Prosecution Services** assume this proposal would not fiscally impact their agencies.

The **Office of Courts Administrator (CTS)** state the proposal would provide for an ex parte petition for emergency temporary commitment of an individual refusing treatment for active tuberculosis. CTS states there may be some increase in the number of cases filed, particularly in the metro courts. CTS assumes they would not expect a significant impact in the budget of the judiciary.

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

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

FISCAL IMPACT - Small Business

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

DESCRIPTION

This proposal would revise provisions concerning a local board of health's filing for a petition to commit persons with active tuberculosis or persons who are potential transmitters by adding provisions concerning emergency temporary commitment. If a person with active tuberculosis or who is a potential transmitter would conduct himself or herself in a manner which exposes others to the immediate danger of infection, the board can file an ex parte petition for emergency temporary commitment with a circuit court.

DESCRIPTION (continued)

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After the ex parte petition for emergency temporary commitment has been filed, the circuit court would be required to hear the matter within 96 hours. The local board would have the authority to detain the person named in the ex parte emergency temporary commitment petition pending the circuit court's decision on the ex parte petition. Currently, a non-emergency petition filed with the circuit court would be heard in 5 days or no later than 15 days after the non-emergency petition has been filed.

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

SOURCES OF INFORMATION

Department of Health
Office of Courts Administrator
Office of Prosecution Services
State Public Defender

NOT RESPONDING: Office of Attorney General, St. Louis County -Director of Administration, City of St. Louis, Jackson County Executive, City of Kansas City - City Manager



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Director
January 17, 2000