



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2025 Biennium

**Bill information:**

HB0111 - Revise laws related to assignment of counsel at public expense (Etchart, Jodee )

**Status:** As Introduced

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact     | <input type="checkbox"/> Needs to be included in HB 2  | <input type="checkbox"/> Technical Concerns              |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

### FISCAL SUMMARY

	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>
<b>Expenditures:</b>				
General Fund	(\$19,620)	(\$19,620) ▽	(\$19,914) ▽	(\$20,213)
State Special Revenue	\$0	\$0	\$0	\$0
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	\$19,620	\$19,620	\$19,914	\$20,213

**Description of fiscal impact:** HB 111 makes dependency and neglect (DN) and disabled and involuntary commitment (DI) cases automatically eligible for public defender services.

### FISCAL ANALYSIS

**Assumptions:**

1. Based upon the most recent three-month period, OPD assumes a total number of eligibility cases of 4,456 of which 342 are DN cases making the percentage of all eligibility work attributed to DN cases as 7.7%.
2. OPD assumes the total amount spent for the same three-month period on eligibility is \$59,968 of which 7.7% or \$4,618 was devoted to DN/DI cases, assuming 4 quarters at \$18,472 per year.
3. OPD assumes 200 regional MTRs (motions to rescind) per year need to be reviewed at 2 to 5 minutes each to be reviewed by Regional Managers at 49.52 per hour. Based upon an average of 4 min per review, the total is 13 hours at \$660.27 per year times 11 regions saving \$7,263.

**Fiscal Note Request – As Introduced**

(continued)

4. OPD staff files MTRs in about 50% of matters per year. 100 matters times 4 minutes per matter equals 400 minutes of Admin II staff time totaling 6.67 hours of Admin II time at \$21.20 per hour totaling \$1,555.40 for 11 regions.
5. The above captures the assumed savings associated with the passage of this bill at \$27,290 per year.
6. OPD assumes some cost associated with increasing the number of DNs represented due to automatic approval. Currently, OPD denies approximately 7 DNs per year.
7. OPD assumes based upon FY 2022 and FY 2023 data 16 hours per 7 matters, times FTE audited rate of \$68.48 totaling \$7,669.76 per year.
8. OPD estimates total savings at \$27,290 – additional matter cost of \$7,670 = \$19,620 savings.

	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>
<b><u>Fiscal Impact:</u></b>				
<b><u>Expenditures:</u></b>				
Personal Services	(\$19,620)	(\$19,620)	(\$19,914)	(\$20,213)
<b>TOTAL Expenditures</b>	<u>(\$19,620)</u>	<u>(\$19,620)</u>	<u>(\$19,914)</u>	<u>(\$20,213)</u>
<b><u>Funding of Expenditures:</u></b>				
General Fund (01)	(\$19,620)	(\$19,620)	(\$19,914)	(\$20,213)
State Special Revenue (02)	\$0	\$0	\$0	\$0
<b>TOTAL Funding of Exp.</b>	<u>(\$19,620)</u>	<u>(\$19,620)</u>	<u>(\$19,914)</u>	<u>(\$20,213)</u>
<b><u>Revenues:</u></b>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (02)	\$0	\$0	\$0	\$0
<b>TOTAL Revenues</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b><u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u></b>				
General Fund (01)	\$19,620	\$19,620	\$19,914	\$20,213
State Special Revenue (02)	\$0	\$0	\$0	\$0

**Effect on County or Other Local Revenues or Expenditures:**

1. District court judges and clerks would save the time of reviewing and process approximately 100 motions to rescind per year

 _____ Sponsor's Initials	<u>Jan. 6. 2023</u> _____ Date	 _____ Budget Director's Initials	<u>1-3-23</u> _____ Date
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