

Fiscal Estimate - 2017 Session

Original
 Updated
 Corrected
 Supplemental

LRB Number 17-4645/1	Introduction Number AB-0784
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Description
 : a parent's right to counsel in a child in need of protection or services proceeding, providing an exemption from emergency rule procedures, granting rule-making authority, and making an appropriation

Fiscal Effect

State:

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

 Yes No
 Create New Appropriations

 Decrease Costs

Local:

No Local Government Costs
 Indeterminate

1. <input type="checkbox"/> Increase Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	3. <input type="checkbox"/> Increase Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	5. Types of Local Government Units Affected <input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities <input type="checkbox"/> Counties <input type="checkbox"/> Others <input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
2. <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	4. <input type="checkbox"/> Decrease Revenue <input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	

Fund Sources Affected	Affected Ch. 20 Appropriations
<input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	

Agency/Prepared By	Authorized Signature	Date
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Fiscal Estimate Narratives

DCF 1/8/2018

LRB Number	17-4645/1	Introduction Number	AB-0784	Estimate Type	Original
Description : a parent's right to counsel in a child in need of protection or services proceeding, providing an exemption from emergency rule procedures, granting rule-making authority, and making an appropriation					

Assumptions Used in Arriving at Fiscal Estimate

This bill removes the prohibition on assigning legal counsel to a parent in a child in need of protection or services (CHIPS) proceeding, and creates a five county pilot program to be administered by the State Public Defenders Office (SPD) that creates a right to counsel for such a parent. The parent could be assigned an attorney by SPD (if indigent), could be appointed an attorney by the court, could retain an attorney of his or her own choosing, or could waive his or her right to an attorney.

Under the bill, the county pilot program creating a right to counsel for a non-petitioning parent in a CHIPS proceeding would sunset on June 30, 2021. The bill specifies that the pilot program will include Brown, Outagamie, Racine, Kenosha, and Winnebago counties.

By January 1, 2021, the Department of Children and Families (DCF) and SPD must each submit a report to the Joint Finance Committee and each house of the legislature regarding the costs of and data from implementing the pilot program.

This bill could increase costs to counties if the courts decide to assign counsel to a parent who does not qualify financially for representation by a state public defender, but cannot afford to pay for counsel. DCF would be able to absorb costs related to the required report.

Long-Range Fiscal Implications