

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 452** HLS 21RS 685

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: April 27, 2021	11:07 AM	Author: DAVIS
Dept./Agy.: LDH		Analyst: Shawn Hotstream
Subject: domestic violence		

DOMESTIC ABUSE OR +\$160,823 GF EX See Note Page 1 of 2
Creates a domestic violence fatality review team within the Louisiana Department of Health

Proposed law establishes the Louisiana Domestic Abuse Fatality Review (LDAFR) Team within the Louisiana Department of Health (LDH). Proposed law provides for membership on the review team. Proposed law provides for functions of the review team, including the following: 1) identify the scope and nature of domestic abuse fatalities in the state; 2) research trends, data, or patterns that are observed of domestic abuse fatalities; 3) review past events of domestic abuse fatalities by reviewing records and other pertinent documents of public and private agencies responsible for investigating deaths or treating victims; 4) implement rules related to cases reviewed, coordination among agencies and professionals involved, and improvement of the data collection and record keeping of the causes of domestic violence fatalities; 5) make recommendations of systematic improvements to promote serving victims of domestic abuse; and 6) recommend components for prevention and education programs, and training to improve the investigation of domestic violence fatalities.

SEE SUMMARY CONTINUED ON PAGE TWO

EXPENDITURES	2021-22	2022-23	2023-24	2024-25	2025-26	5 -YEAR TOTAL
State Gen. Fd.	\$160,823	\$160,823	\$160,823	\$160,823	\$160,823	\$804,115
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$160,823	\$160,823	\$160,823	\$160,823	\$160,823	\$804,115

REVENUES	2021-22	2022-23	2023-24	2024-25	2025-26	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

This bill creates the Louisiana Domestic Abuse Fatality Review Team within the LA Department of Health (LDH). LDH anticipates 1 additional full time program manager (\$55,000 annual salary), 5 additional part time staff (\$54,763 in part time salaries), related benefits (\$32,929), in addition to administrative expenses (\$18,131) to provide support to the review team. This estimate is based on resources and workload (data collection and analysis, reporting, and communications) associated with an existing support function within LDH for conducting Mortality Surveillance reviews. The LFO cannot corroborate that the workload will necessitate the resources estimated by LDH. To the extent these activities may be performed with fewer personnel or resources, costs may decrease accordingly.

In addition, although it is not assumed that members serving on the review team will be paid a salary, there could be additional costs associated with both travel and per diem reimbursement for the members. At least 20 members will serve on the review team.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

Senate Dual Referral Rules
 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House
 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

Alan M. Boxberger

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Staff Director

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**CONTINUED EXPLANATION from page one:
SUMMARY CONTINUED FROM PAGE ONE**

Proposed law authorizes establishment of local and regional panels for assistance related to analyzing data from state systems. Proposed law provides that the review team may have access to medical and vital records in the custody of physicians, hospitals, clinics, the office of public health, and any other pertinent information to perform its functions and duties.

Proposed law authorizes the review team or any local or regional panel to request from any person, agency, entity any relevant information to carry out its functions and duties. Information requested includes medical information, mental health information, information from elder abuse reports or investigation reports, information from child abuse reports, summary of criminal history or criminal offender record, information pertaining to reports by healthcare providers of persons suffering from physical injuries inflicted by means of a firearm, information concerning a juvenile court proceeding, information maintained by a family court, information provided by probation officers, and records of in home supportive services (unless otherwise prohibited). Proposed law provides for voluntary disclosure of certain information, and provides that certain information shall be confidential. Proposed law limits review team members from disclosing certain information. Proposed law provides that when the review team or panel concludes a review of domestic abuse fatality, the team shall return all information and records that concern a victim to the family, or agency that furnished the information. Proposed law provides the review team to issue an annual report of its findings to the governor, the speaker of the House of Representatives, and the president of the Senate. The initial report shall be on or before January 30, 2023 and every year thereafter. Proposed law provides that LDH may secure financial and human resources from, or create formal partnerships with external entities in order to meet obligations under this measure.

Senate

Dual Referral Rules

- 13.5.1 >= \$100,000 Annual Fiscal Cost {S & H}
- 13.5.2 >= \$500,000 Annual Tax or Fee Change {S & H}

House

- 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S}
- 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S}

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