

**LEGISLATIVE FISCAL OFFICE**  
**Fiscal Note**



Fiscal Note On: **HB 145** HLS 18RS 281

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

<b>Date:</b> March 19, 2018 5:42 PM	<b>Author:</b> COX
<b>Dept./Agy.:</b> LA Supreme Court/LA Public Defender Board	<b>Analyst:</b> Zachary Rau
<b>Subject:</b> Child in Need of Care Proceedings, Certain Diagnoses	

MENTAL HEALTH

OR SEE FISC NOTE SD EX

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Provides limitations on diagnosing of the disorder commonly known as "Munchausen syndrome by proxy", and on initiation of child welfare proceedings

Proposed law prohibits the diagnosis of factitious disorder imposed on another except for when certain criteria are met. Proposed law defines "bona fide provider-patient relationship" and enumerates the actions that constitute such a relationship. Proposed law states that diagnosis of factitious disorder imposed on another shall not constitute grounds for an allegation that a child is in need of care unless the diagnosis is made pursuant to proposed law.

<b>EXPENDITURES</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>	<b>5 -YEAR TOTAL</b>
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Ded./Other	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>						
<b>REVENUES</b>	<b>2018-19</b>	<b>2019-20</b>	<b>2020-21</b>	<b>2021-22</b>	<b>2022-23</b>	<b>5 -YEAR TOTAL</b>
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Ded./Other	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Federal Funds	\$0	\$0	\$0	\$0	\$0	<b>\$0</b>
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<b><u>\$0</u></b>
<b>Annual Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

**EXPENDITURE EXPLANATION**

There is no anticipated direct material effect on governmental expenditures as a result of this measure. Proposed law prevents the initiation of Child in Need of Care (CINC) proceedings on the basis of a diagnosis of factitious disorder imposed on another unless certain criteria are met. Staff at the LA Supreme Court report no anticipated SGF expenditure impact as a result of the proposed legislation. Furthermore, the LA Public Defender Board currently provides counsel for CINC proceedings, but is unsure how many CINC petitions currently filed would be invalidated as a result of proposed law. To the extent proposed law invalidates CINC petitions for the LPDB, the Board would realize a savings, although LPDB staff report that any savings realized would likely not be significant.

**REVENUE EXPLANATION**

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

Senate  
 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}

*Evan Brasseaux*  
**Evan Brasseaux**  
**Staff Director**