

Department of Planning and Budget

2006 Fiscal Impact Statement

1. Bill Number SB 190

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron Martin, Stephen H.

3. Committee Passed Both Houses

4. Title Group homes and residential facilities; suspension of licenses under certain circumstances

5. Summary/Purpose: Authorizes the Superintendent of Public Instruction, the Director of the Department of Juvenile Justice, and the Commissioner of Social Services to issue orders of summary suspension of a license to operate a group home or other residential facility for children, in cases of immediate and substantial threat to the health, safety, and welfare of residents. The bill also authorizes the Commissioner of the Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS) to issue orders of summary suspension of a license to operate a group home or other residential facility for adults, in cases of immediate and substantial threat to the health, safety, and welfare of residents. Since DMHMRSAS obtained identical summary suspension authority for children's group homes and residential facilities in 2005, this bill provides consistency in the legal authority for the interdepartmental licensure program for children's residential facilities by giving all four departments the authority to address egregious circumstances while ensuring due process for the licensees or certificate holders. Emergency regulations are required by the second enactment clause. Technical amendments are also included. This bill is a recommendation of the Joint Subcommittee Studying Private Youth and Single Family Group Homes pursuant to HJR 685 (2005).

6. No Fiscal Impact

7. Budget amendment necessary: No

8. Fiscal implications: None

9. Specific agency or political subdivisions affected:

Department of Education

Department of Juvenile Justice

Department of Social Services

Department of Mental Health, Mental Retardation and Substance Abuse Services

10. Technical amendment necessary: No

11. Other comments: None

Date: 02/28/06

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cc: Secretary of Education
Secretary of Public Safety
Health and Human Resources