

Department of Planning and Budget 2016 Fiscal Impact Statement

1. Bill Number: HB291

House of Origin	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Herring

3. Committee: Courts of Justice

4. Title: Financial exploitation of adults.

5. Summary: The legislation provides that upon receipt of a report of suspected financial exploitation of an adult 60 years old or older or incapacitated in which financial losses to such adult resulting from the exploitation are suspected to be greater than \$50,000, the local department of social services or adult protective services hotline shall immediately refer the matter and all relevant documentation to both the Department of State Police and the local law-enforcement agency where the adult resides or where the alleged exploitation took place, or if these places are unknown, where the alleged exploitation was discovered, for investigation.

6. Budget Amendment Necessary: Yes. Item 423.

7. Fiscal Impact Estimates: Tentative. See Item 7a. and 8.

7a. Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2016	0	0	General Fund
2017	\$1,080,362	7.0	General Fund
2018	\$829,488	7.0	General Fund
2019	\$829,488	7.0	General Fund
2020	\$829,488	7.0	General Fund
2021	\$829,488	7.0	General Fund

8. Fiscal Implications: The proposal mandates reporting of possible financial exploitation to both the Department of State Police (Department) and local law enforcement agencies. Under the proposed language, it is not clear if the Department will become the lead agency for the alleged exploitation investigation since more than one agency (State Police and a local law enforcement agency) may be involved in the investigation upon receiving report. According to the Department, if reported to a local law enforcement agency, the State Police policy may prevent its involvement.

If the Department becomes the mandatory agency receiving alleged exploitation reports for investigations, it estimates that additional investigative resources, including personnel and equipment, will be necessary to conduct the required investigations.

The State Police Bureau of Criminal Investigations (BCI) will need seven (7) Special Agents, one per each BCI field office, to conduct such investigations.

Total FY 2017 additional FTE cost: \$1,080,362

Total FY 2018 additional FTE cost: \$829,488

The higher funding amount required in the first year includes one-time nonpersonnel costs.

The proposal has no material fiscal impact on the Department of Social Services and the Department for Aging and Rehabilitative Services.

- 9. Specific Agency or Political Subdivisions Affected:** Department of State Police, Department of Social Services, Department for Aging and Rehabilitative Services, and local law enforcement agencies.

- 10. Technical Amendment Necessary:** None.

- 11. Other Comments:** According to the Department, should this proposal be amended to require mandatory reporting to “a” law enforcement agency, the fiscal impact on State Police may be reduced. The proposal is identical to HB248.

Date: 1/18/2016-HB291.doc (LAJ)