

Multiple Agency Fiscal Note Summary

Bill Number: 5825 SB	Title: Guardianship
-----------------------------	----------------------------

Estimated Cash Receipts

NONE

Agency Name	2023-25		2025-27		2027-29	
	GF- State	Total	GF- State	Total	GF- State	Total
Local Gov. Courts	Fiscal note not available					
Loc School dist-SPI						
Local Gov. Other						
Local Gov. Total						

Estimated Operating Expenditures

Agency Name	2023-25				2025-27				2027-29			
	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total	FTEs	GF-State	NGF-Outlook	Total
Administrative Office of the Courts	Fiscal note not available											
Department of Children, Youth, and Families	.0	0	0	0	.0	0	0	0	.0	0	0	0
Total \$	0.0	0	0	0	0.0	0	0	0	0.0	0	0	0

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts	Fiscal note not available								
Loc School dist-SPI									
Local Gov. Other									
Local Gov. Total									

Estimated Capital Budget Expenditures

Agency Name	2023-25			2025-27			2027-29		
	FTEs	Bonds	Total	FTEs	Bonds	Total	FTEs	Bonds	Total
Administrative Office of the Courts	Fiscal note not available								
Department of Children, Youth, and Families	.0	0	0	.0	0	0	.0	0	0
Total \$	0.0	0	0	0.0	0	0	0.0	0	0

Agency Name	2023-25			2025-27			2027-29		
	FTEs	GF-State	Total	FTEs	GF-State	Total	FTEs	GF-State	Total
Local Gov. Courts	Fiscal note not available								
Loc School dist-SPI									
Local Gov. Other									
Local Gov. Total									

Estimated Capital Budget Breakout

Prepared by: Gaius Horton, OFM	Phone: (360) 819-3112	Date Published: Preliminary 1/17/2024
---------------------------------------	---------------------------------	---

Individual State Agency Fiscal Note

Bill Number: 5825 SB	Title: Guardianship	Agency: 307-Department of Children, Youth, and Families
-----------------------------	----------------------------	--

Part I: Estimates

No Fiscal Impact

Estimated Cash Receipts to:

NONE

Estimated Operating Expenditures from:

NONE

Estimated Capital Budget Impact:

NONE

The cash receipts and expenditure estimates on this page represent the most likely fiscal impact. Factors impacting the precision of these estimates, and alternate ranges (if appropriate), are explained in Part II.

Check applicable boxes and follow corresponding instructions:

- If fiscal impact is greater than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete entire fiscal note form Parts I-V.
- If fiscal impact is less than \$50,000 per fiscal year in the current biennium or in subsequent biennia, complete this page only (Part I).
- Capital budget impact, complete Part IV.
- Requires new rule making, complete Part V.

Legislative Contact: Joe McKittrick	Phone: 3607867287	Date: 01/03/2024
Agency Preparation: Saydee Wilson	Phone: 5098221418	Date: 01/10/2024
Agency Approval: Sarah Emmans	Phone: 360-628-1524	Date: 01/10/2024
OFM Review: Carly Kujath	Phone: (360) 790-7909	Date: 01/11/2024

Part II: Narrative Explanation

II. A - Brief Description Of What The Measure Does That Has Fiscal Impact

Significant provisions of the bill and any related workload or policy assumptions that have revenue or expenditure impact on the responding agency by section number.

SB 5825 clarifies guardianship and conservatorship.

Section 1(b) adds language that requires that a guardian or conservator be identified within 14 days or be dismissed by the court.

Section 2(6) clarifies that if there's been no investigation necessary to constitute good faith for the filing or the petition was filed in bad faith, court-appointed attorney fees, as well as others, may be granted against the petitioner.

Section 3(2) adds that someone within 45 days of turning 18, or the minor themselves, may petition for the appointment of a guardian for the minor

Section 3(3)(b)(iv) adds that petitioners for guardianship must also include the names of the parents, if they're living and involved in the petitioner's life

Section 4(5) adds that should a respondent for guardianship object to a petition or request an attorney, the court visitor must petition to have an attorney appointed within 5 days

Section 5(1) reduces from 30, to 14 days to provide a notice of the rights of an adult subject to guardianship

Section 7(11) increases from 120 to 180 from the anniversary date of appointment for the court clerk to issue the report to the guardian

Section 8(2)(b)(iv) adds that petitioners for conservatorship must also include the names of the parents, if they're living and involved in the petitioner's life

Section 8(6) adds that should a respondent for conservatorship object to a petition or request an attorney, the court visitor must petition to have an attorney appointed within 5 days

Section 12(1)(k) Add that all transactions involving the sale of real property require the conservator to receive appropriate court authority regarding disposition of the proceeds

II. B - Cash receipts Impact

Cash receipts impact of the legislation on the responding agency with the cash receipts provisions identified by section number and when appropriate, the detail of the revenue sources. Description of the factual basis of the assumptions and the method by which the cash receipts impact is derived. Explanation of how workload assumptions translate into estimates. Distinguished between one time and ongoing functions.

None.

II. C - Expenditures

Agency expenditures necessary to implement this legislation (or savings resulting from this legislation), with the provisions of the legislation that result in the expenditures (or savings) identified by section number. Description of the factual basis of the assumptions and the method by which the expenditure impact is derived. Explanation of how workload assumptions translate into cost estimates. Distinguished between one time and ongoing functions.

No impact to Department of Children, Youth and Families. DCYF is already completing the required work.

Part III: Expenditure Detail

III. A - Operating Budget Expenditures

NONE

III. B - Expenditures by Object Or Purpose

NONE

III. C - Operating FTE Detail: *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part I and Part IIIA.*

NONE

III. D - Expenditures By Program (optional)

NONE

Part IV: Capital Budget Impact

IV. A - Capital Budget Expenditures

NONE

IV. B - Expenditures by Object Or Purpose

NONE

IV. C - Capital Budget Breakout

Acquisition and construction costs not reflected elsewhere on the fiscal note and description of potential financing methods.

NONE

IV. D - Capital FTE Detail: *FTEs listed by classification and corresponding annual compensation. Totals agree with total FTEs in Part IVB.*

NONE

None.

Part V: New Rule Making Required

Provisions of the bill that require the agency to adopt new administrative rules or repeal/revise existing rules.