

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6695**

**BILL NUMBER: HB 1085**

**NOTE PREPARED: Feb 1, 2010**

**BILL AMENDED: Jan 28, 2010**

**SUBJECT:** Disposition of Certain Children in Need of Services (CHINS).

**FIRST AUTHOR:** Rep. Avery

**FIRST SPONSOR:**

**BILL STATUS:** 2<sup>nd</sup> Reading - 1<sup>st</sup> House

**FUNDS AFFECTED:  GENERAL  
 DEDICATED  
 FEDERAL**

**IMPACT:** State

**Summary of Legislation:** (Amended) This bill provides that a petition to terminate the parent-child relationship involving a delinquent child or a child in need of services (CHINS) may include an allegation that the child has, on two separate occasions, been adjudicated a CHINS. (Current law provides that the petition may only include an allegation that there is a reasonable probability that: (1) the conditions that resulted in the child's removal or the reasons for placement outside the home of the parents will not be remedied; or (2) the continuation of the parent-child relationship poses a threat to the well-being of the child.)

**Effective Date:** July 1, 2010.

**Explanation of State Expenditures:** (Revised) This bill adds being adjudicated a CHINS on two separate occasions to the list of provisions to demonstrate that an order for the termination of parental rights is in the best interests of the child. If the number of parental rights terminations increase as a result of this bill, the number of CHINS in state care and, subsequently, state expenditures will also increase.

The number of CHINS in the state who have been adjudicated a CHINS on three separate occasions as a result of an act or omission by the child's parent, guardian, or custodian is indeterminable. However, the number of cases affected by this bill are expected to be minimal.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** DCS.

**Local Agencies Affected:**

**Information Sources:** Ellen Holland, DCS.

**Fiscal Analyst:** Bill Brumbach, 232-9559.