



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2027 Biennium

Bill#/Title: **HB0743.02 (001): Create reporting requirements for elder exploitation**

Primary Sponsor: **Bill Mercer**

Status: **As Amended in House Committee**

☐ Included in the Executive Budget

☐ Needs to be included in HB 2

☐ Significant Local Gov Impact

☐ Significant Long-Term Impacts

☒ Technical Concerns

☐ Dedicated Revenue Form Attached

FISCAL SUMMARY

	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>	<u>FY 2028</u> <u>Difference</u>	<u>FY 2029</u> <u>Difference</u>
Expenditures				
Revenues				
Net Impact	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
General Fund Balance	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Description of fiscal impact

HB 743 establishes reporting requirements related to allegations of exploitation of an incapacitated person or vulnerable adult by each county attorney and the department of public health and human services to the attorney general.

FISCAL ANALYSIS

Assumptions

Legislative Branch

1. Section 1. (4) of HB 743 requires the attorney general to report to the law and justice interim committee each year by September 1 in accordance with 5-11-210, MCA, which is part of normal duties of the law and justice interim committee.
2. Section 2. (1) of HB 743 requires that by September 15 of each even-numbered year, the Department of Public Health and Human Services shall report to the attorney general and the law and justice interim committee in accordance with 5-11-210, MCA, which is part of normal duties of the law and justice interim committee.
3. The additional duties added to the Legislative Branch in HB 743 will be absorbed within existing budget.

Department of Justice

4. HB 743 does not create any specific new duties or obligations for the Division of Criminal Investigation (DCI), nor does it create any new crimes that are not already in place.
5. HB 743 clarifies the definition of elder "abuse" to make it align with the concept of "assault" that will not have a fiscal impact on the DCI.
6. It is assumed that reporting requirements could be covered within existing resources.
7. No fiscal impact is anticipated due to HB 743.02 revisions.

Fiscal Analysis Table

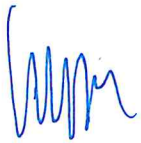
	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>	<u>FY 2028</u> <u>Difference</u>	<u>FY 2029</u> <u>Difference</u>
<u>Fiscal Impact</u>				
<u>Expenditures</u>				
<u>Funding of Expenditures</u>				
<u>Revenues</u>				
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures)</u>				
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Technical Concerns**Legislative Branch**

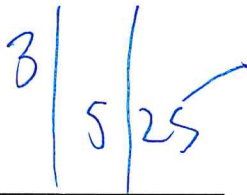
1. Section 1. (3) lists an (a) at the beginning of the paragraph instead of an (an).

Department of Public Health and Human Services

2. Adult Protective Services currently refers all cases with suspected violations of 45-6-333 to county attorney or the respective law enforcement jurisdiction for potential prosecution.



Sponsor's Initials



Date



Budget Director's Initials

3/5/2025

Date