



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2027 Biennium

Bill#/Title: SB0073: Generally revise laws relating to protective care

Primary Sponsor: Mike Yakawich Status: As Introduced

☐ 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 Difference</u>	<u>FY 2027 Difference</u>	<u>FY 2028 Difference</u>	<u>FY 2029 Difference</u>
<b>Expenditures</b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b>Revenues</b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b>Net Impact</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b>General Fund Balance</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

### Description of fiscal impact

Senate Bill 73 would establish statewide consistency for Emergency Protective Service notifications and necessitates the notification of prehearing conference facilitators within 24 hours of a child's removal from their home. Currently, the statute only requires notification to the Office of Public Defender. This bill adds an additional party to the notification process, but it does not create a fiscal impact.

### FISCAL ANALYSIS

#### Assumptions

#### Department of Public Health and Human Services

1. SB 73 necessitates the notification of prehearing conference facilitators within 24 hours of a child's removal from their home. Currently, the statute only requires notification to the Office of Public Defender. This bill adds an additional party to the notification process, but it does not create a fiscal impact.

#### Public Defender (OPD)

2. OPD assumes no fiscal impact with no substantive changes to defense provisions.

#### Judiciary

3. SB 73 would require the person placing a child in protective services to notify the prehearing conference facilitator, or another person who conducts prehearing conference in that district, within 24 hours.
4. Section 41-3-307, MCA, would be amended to require a prehearing conference be held within 5 days of a child's removal and before an emergency protective services hearing held.
5. The proposed amendments do not have a fiscal impact on the Judicial Branch.

#### Department of Justice

6. SB 73 will not cause any additional cases therefore no fiscal impact is expected.

Mike Galschiel 1-6-25  
Sponsor's Initials Date

RD  
Budget Director's Initials

1/3/2025  
Date