



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

Bill # SB0382

Title: Establish mental health courts

Primary Sponsor: Laslovich, Jesse

Status: As Introduced

- Significant Local Gov Impact
 Needs to be included in HB 2
 Technical Concerns
 Included in the Executive Budget
 Significant Long-Term Impacts
 Dedicated Revenue Form Attached

FISCAL SUMMARY

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
Expenditures:				
General Fund	unknown	unknown	unknown	unknown
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance	<u>unknown</u>	<u>unknown</u>	<u>unknown</u>	<u>unknown</u>

FISCAL ANALYSIS

Assumptions:

1. This bill allows District Courts or Courts of Limited Jurisdiction to establish voluntary mental health treatment courts.
2. The Judicial Branch does not currently have funding available to establish mental health treatment courts.
3. Because the bill is permissive, no costs are shown. However if a mental health treatment court were to be established at the state level, there would be costs incurred by the state. However, that cost is unknown.

Effect on County or Other Local Revenues or Expenditures:

1. Courts of Limited Jurisdiction are funded by local governments. If a mental health treatment court were to be established at this level, there would likely be additional costs.

Technical Notes:

1. This bill authorizes the establishment of mental health treatment courts but does not appear to limit the establishment based on available funding. There currently is no state general funding available for establishment of mental health treatment courts.

2. New Section 6 mentions a mental health treatment court federal resources account but does not establish this fund or outline how this account should be administered.
3. New Section 6 (2) requires offenders to contribute towards costs. If these funds come back to the state, a state special revenue fund may be required.

Significant Long Range Impacts

Department of Public Health & Human Services

This bill has the potential of increasing admissions at the Montana State Hospital and waiting lists at the Montana Chemical Dependency Center and community chemical dependency programs. Under this bill, patient evaluations and assessments will be handled separately from the treatment services provided. This potentially could increase the number of people referred for treatment. It is difficult to determine the projected increase in patient load, if any, as a result. Consequently, no fiscal impact has been attached to this bill.

Sponsor's Initials

Date

Budget Director's Initials

Date