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## FISCAL IMPACT REPORT

ORIGINAL DATE 2/20/9

SPONSOR Griego, P LAST UPDATED \_\_\_\_\_ HB \_\_\_\_\_

SHORT TITLE Guardianship Handbook SB 642

ANALYST Chabot

### APPROPRIATION (dollars in thousands)

Appropriation		Recurring or Non-Rec	Fund Affected
FY09	FY10		
	\$50.0	Non-Recurring	General Fund

(Parenthesis ( ) Indicate Expenditure Decreases)

Related to SB 135, Guardian and Conservator Needs Assessments  
 SB 178, Interstate Mental Health Compact  
 HB 161, Guardian of Protected Person Responsibilities

### SOURCES OF INFORMATION

LFC Files

#### Responses Received From

Administrative Office of the Courts (AOC)  
 Aging and Long-Term Services Department (ALTSD)  
 Developmental Disabilities Planning Council (DDPC)

### SUMMARY

#### Synopsis of Bill

Senate Bill 642, Guardianship Handbook, appropriates \$50 thousand from the general fund to ALTSD for the purpose of creating, publishing and distributing a handbook to inform guardians and their wards about the roles and responsibilities of guardianship.

### FISCAL IMPLICATIONS

The appropriation of \$50 thousand contained in this bill is a non-recurring expense to the general fund. Any unexpended or unencumbered balance remaining at the end of fiscal year 2010 shall revert to the general fund.

According to the February 2008 revenue estimate, FY10 recurring revenue will only support a base expenditure level that is \$575 million less than the FY09 appropriations before the 2009 solvency reductions. All appropriations outside of the general appropriation act will be viewed in this declining revenue context.

### **SIGNIFICANT ISSUES**

DDPC asserts it has created, published and distributed a Guardianship Handbook, last updated in 2007, informing guardians and their wards about the roles and responsibilities of guardianship. This publication is available both in printed copy and on-line. An update is planned for this year. Originally developed by the Attorney General, the responsibility transferred to DDPC as a result of Laws 2003, Chapter 280. DDPC gets assistance from the New Mexico Guardianship Association in updating the handbook. DDPC has also developed a video for distribution to guardians. The Guardian Council opposes a separate handbook be developed by another agency.

ALTSD states if required to publish a handbook, it would form a work group to meet the mandates of this bill.

### **TECHNICAL ISSUES**

At the end of line 16 strike “aging” and on line 17 strike “and long-term services department” and insert developmental disabilities planning council”.

GAC/mt