BDR 13-302
AB 381

LOCAL GOVERNMENT

FISCAL NOTE

AGENCY'S ESTIMATES

Date Prepared: April 5, 2023

Agency Submitting: Local Government

Items of Revenue or Expense, or Both	Fiscal Year 2022-23	Fiscal Year 2023-24	Fiscal Year 2024-25	Effect on Future Biennia
Total	0	0	0	0

Explanation (Use Additional Sheets of Attachments, if required)

See attached.

Name Michael Nakamoto

Title Chief Principal Deputy Fiscal Analyst

The following responses from local governments were compiled by the Fiscal Analysis Division. The Fiscal Analysis Division can neither verify nor comment on the figures provided by the individual local governments.

Local Government Responses
A.B. 381 / BDR 13 - 302

City/County: **Carson City**
Approved by: Sheri Russell-Benabou, Chief Financial officer
Comment:

Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	$0	$0	$0	$0

City/County: **Clark County**
Approved by: Rachel Stevens, Principal Management Analyst
Comment: Under section 8, if the Clark County Public Guardian's Office opposes a petition for the termination or modification of guardianship, and the protected person prevails, the protected person could seek reasonable attorney's fees from the County. Without knowing how many of these petitions there will be, the total fiscal impact cannot be determined, but it is expected to be an estimated $2,000 to $4,000 per petition.

Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
Cannot Be Determined	$0	$0	$0	$0

City/County: **Douglas County**
Approved by: Terri Willoughby, Chief Financial Officer
Comment: 1. Switching the burden of proof for clients who want to get out of a guardianship to the petitioner would create a financial burden on the County. At a caseload of 35, and a addition of 12-15 client's per year 80% who are indigent would require hiring an independent doctor to evaluate each indigent client. Each evaluation would cost between $1500.00 to $2700.00 dependent on the complexity of the evaluation and client condition. $52,500.00 to $135,000.00 for initial cost, and up to $40,500.00 per year for maintenance. This does not include staff time to procure the evaluation, service fees (fees to serve the client's), and legal time. The standard to prove that a guardianship is not necessary has higher level then the initial guardianship petition does, and therefore is significantly more expensive. Currently the burden of proof is on the client, or the legal aid service who receives grant funding to pay for evaluation

2. The the average cost per guardian ad litem across the nation range from $50 to $175 per hour. Specifically in our case load at its current average we would expect it to generate a cost of $7,200.00 to $31,500.00 per year. The surge in caseload would result in an additional case manager as well as support staff and overtime.

Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
Has Impact	$0	$237,547	$237,547	$470,000

City/County: **Humboldt County**
Approved by: Gina Rackley, Comptroller
Comment: We are unable to determine the fiscal impact of this bill due to the uncertainty of how many guardianship cases we would have come before us.

Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
Cannot Be Determined	$0	$0	$0	$0

City/County: **Lyon County**
Approved by: Josh Foli, Comptroller
Comment:

Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
No Impact	$0	$0	$0	$0

City/County: **Pershing County**
Approved by: Karen Wesner, Administrative Assistant
Comment: There may be an impact but it cannot be determined at this time.

Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
Cannot Be Determined	$0	$0	$0	$0

City/County: **Washoe County**
Approved by: Cadence Matijevich, Government Affairs Liaison
Comment: Washoe County's fiscal impact from this bill cannot be determined at this time. The provisions of this bill are anticipated to result a need for additional staff time based on longer hearing times in adult guardianship proceedings. Because the number of hearings is unknown a reliable estimate of the financial effect cannot be determined.

Impact	FY 2022-23	FY 2023-24	FY 2024-25	Future Biennia
Cannot Be Determined	$0	$0	$0	$0

The following cities/counties did not provide a response: Churchill County, Elko County, Esmeralda County, Eureka County, Lander County, Lincoln County, Mineral County, Nye County, Storey County, and White Pine County.