

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6426

BILL NUMBER: HB 1060

NOTE PREPARED: Mar 9, 2021

BILL AMENDED: Jan 28, 2021

SUBJECT: Office of Administrative Law Proceedings.

FIRST AUTHOR: Rep. Steuerwald

FIRST SPONSOR: Sen. Koch

BILL STATUS: As Passed Senate

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: State

Summary of Legislation: *Electronic Mail Filing:* The bill allows a petition for review of an agency administrative action to be filed by mail, personal service, or electronic mail. (Current law requires a petition for review to be filed by mail or personal service.) The bill also provides that the filing of a document in an administrative proceeding is considered complete on the date of electronic submission if the document is sent by electronic mail.

Disqualification: It allows the ultimate authority of an agency to request that the Office of Administrative Law Proceedings (OALP) review a motion to disqualify an administrative law judge.

Department of Child Services (DCS): The bill also allows the Department of Child Services to request that the OLAP conduct administrative proceedings on certain administrative actions related to child support and certain substantiated reports of child abuse or neglect. It requires the OALP to maintain confidentiality in administrative proceedings concerning actions by the DCS.

Effective Date: July 1, 2021.

Explanation of State Expenditures: *Electronic Mail Filing:* To the extent that electronic mail filing may make filing a petition for review easier or less expensive for the petitioner, workload for the OALP and the ultimate authority may increase. However, there are no data to determine that the method of filing currently available limits administrative action review filings.

[DCS has maintained one administrative law judge and one administrative position to fulfill the requirements under federal law as the ultimate authority, while three administrative law judges and one administrative

position transferred to the OALP.]

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: OALP; DCS.

Local Agencies Affected:

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