

Department of Planning and Budget 2023 Fiscal Impact Statement

1. Bill Number: HB1860H1

House of Origin Introduced Substitute Engrossed

Second House In Committee Substitute Enrolled

2. Patron: Bell

3. Committee: House Committee for Courts of Justice

4. Title: Guardianship or conservatorship; primary care physician of respondent.

5. Summary: The substitute bill amends § 64.2-2002 (Who may file petition; contents) to require that a petition for the appointment of a guardian, a conservator, or both, must state the petitioner's name, place of residence, post office address, and relationship, if any, to the respondent and, to the extent known as of the date of filing, must include the name, location, and post office address of the respondent's primary health care provider.

The bill amends § 64.2-2003 (Appointment of guardian ad litem) to establish that one of the duties of the guardian ad litem is to make a good faith effort to consult directly with the respondent's primary health care provider, if any, unless the evaluation report required by § 64.2-2005 is prepared in whole or in part by such provider.

6. Budget Amendment Necessary: Indeterminate

7. Fiscal Impact Estimates: Indeterminate (see Item 8 below)

8. Fiscal Implications: According to the Office of the Executive Secretary of the Supreme Court ("OES"), the bill is may increase the time necessary for a guardian ad litem to research and draft their report; however, there is no way to anticipate the expected increase in time, which would be compensated out of the Criminal Fund. Therefore, the fiscal impact is indeterminate.

9. Specific Agency or Political Subdivisions Affected: Courts

10. Technical Amendment Necessary: No

11. Other Comments: None