

Department of Planning and Budget 2001 Fiscal Impact Statement

1. Bill Number SB824

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron Marsh

3. Committee S. Courts of Justice

4. Title HIV testing of criminal defendants.

5. Summary/Purpose:

Allows the court to order HIV testing of persons charged with certain crimes when the competence of the defendant is at issue.

6. Fiscal Impact: Yes, see #8 below.

7. Budget amendment necessary: No.

8. Fiscal implications:

Prior to ordering a test, a hearing must be held to determine if there is probable cause that the individual committed the crime. According to the Office of the Executive Secretary of the Supreme Court, the number of additional hearings is not expected to be very large, and the increase could be accommodated with present resources.

There could be a slight increase in the number of HIV tests ordered, which is paid for from the Criminal Fund. However, the increase, if any, in number of tests cannot be determined.

9. Specific agency or political subdivisions affected: The court system.

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 01/10/01 / jlm

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