

**Department of Planning and Budget
2004 Fiscal Impact Statement**

1. Bill Number House Bill 876

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Enrolled

2. Patron John M. O'Bannon, III

3. Committee Passed Both Houses

4. Title Disclosure of mental health information

5. Summary/Purpose: This bill adds to the law in Title 37.1 relating to disclosure of mental health information some technical amendments to clarify (i) who may submit a bill to a third party payor; (ii) that the information on the patient must include his address and date of birth; (iii) that patient authorization is required for disclosure of mental health information; and (iv) that patient authorization must be in writing and must be dated and signed and must also comply with the requirements for authorization of disclosure set out in subsection G of §32.1-127.1:03. This bill also sets out a procedure by which a patient may receive a review by an objective physician or clinical psychologist of whether the patient may receive a copy of a third party payors' information in those instances where the treating physician or clinical psychologist has advised the third party payor that the information would be reasonably likely to endanger the life or physical safety of the patient or another person or contains a reference to another person that would be reasonably likely to cause substantial harm to the referenced person.

6. No Fiscal Impact

7. Budget amendment necessary: No

8. Fiscal implications: None

9. Specific agency or political subdivisions affected:
Department of Health Professions

10. Technical amendment necessary: No

11. Other comments: None

Date: 02/24/04 / kwm

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cc: Secretary of Health and Human Resources