

State Corporation Commission 2005 Fiscal Impact Statement

1. Bill Number HB1505

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron Tata

3. Committee Conference Substitute – Passed Both Houses

4. Title Birth-Related Neurological Injury Compensation Act; changes.

5. Summary/Purpose: Virginia Birth-Related Neurological Injury Compensation Program (Program). Eliminates the requirement that the Program has 30 days to respond to a petition alleging a birth-related neurological injury. Under the bill, the Program would have until 10 days after the medical panel's report is filed with the Virginia Workers' Compensation Commission (WCC) to finalize its response. The WCC has 15-90 days after the filing of the Program's response to set the date for hearing to determine if a petitioner's injury meets the Program's criteria.

6. No Fiscal Impact on the State Corporation Commission

7. Budget amendment necessary: No

8. Fiscal implications: None on the State Corporation Commission

9. Specific agency or political subdivisions affected: State Corporation Commission Bureau of Insurance

10. Technical amendment necessary: No

11. Other comments: As a result of a conference committee, House Bill 1505 and Senate Bill 1323 are now identical. In the conference substitute, the rebuttable presumption regarding an infant's weight/weeks of gestation, contained in earlier versions of the bill, has been removed. In addition, the provision clarifying the bill with regard to oxygen deprivation contained in the February 21 substitute version of the bill has also been removed.

Date: 03/03/05 / V. Tompkins

cc: Secretary of Commerce and Trade
Secretary of Health and Human Resources