

## Department of Planning and Budget

### 2006 Fiscal Impact Statement

**1. Bill Number** SB639

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

**2. Patron**        Puller

**3. Committee**    Finance

**4. Title**            Forensic evaluations

**5. Summary/Purpose:** Provides for an increase in the fee cap received by mental health experts who have been appointed by the court to render professional service from \$400 to \$750.

**6. Fiscal Impact Estimates are:** Preliminary. See Item 8.

**6a. Expenditure Impact:**

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2006-07	\$482,100	0	General Fund
2007-08	\$482,100	0	General Fund
2008-09	\$482,100	0	General Fund
2009-10	\$482,100	0	General Fund
2010-11	\$482,100	0	General Fund
2011-12	\$482,100	0	General Fund

**7. Budget amendment necessary:** Yes. Item 32.

**8. Fiscal implications:** According to the Supreme Court, in consultation with the Department of Mental Health, Mental Retardation and Substance Abuse Services, the following table indicates the proposed increase in allowable fees, based on the \$750 cap, for the indicated service. The proposed rate increases were applied to the actual number of payments made for services in the 2004-05 fiscal year.

Code		Current	Proposed		2004-05	Additional
Site	Description	Fee	Fee	Difference	Individuals	Cost
16.1-361	Competency to Stand Trial - Juv.	\$ 300	\$ 400	\$ 100	129	\$ 12,900
	Court Appearance - Witness Fee	100	100	-		-
19.2-175	Capital Sentencing	n.a.	n.a.	-	7	-
	Competency to Stand Trial (CST)	200	400	200	619	123,800
	Court Appearance - Witness Fee	100	100	-	51	-
	Mental Status of Time of Offense (MSO)	300	500	200	139	27,800
	MSO and CST	400	750	350	892	312,200

Pre-Sentence Evaluation	300	400	100	27	2,700
19.2-176 Determination of Insanity Prior Sentence	300	400	100	27	2,700
19.2-301 Psychiatric Exam - Sexual Abnormality	600	600	-	182	-
37.1-70.8 Sexually Violent Predators	5,000	5,000	-	11	-
	(Cap)	(Cap)			
				<b>Total Additional Cost</b>	\$ 482,100

**9. Specific agency or political subdivisions affected:** Court System, Criminal Fund.

**10. Technical amendment necessary:** No.

**11. Other comments:** A patron budget amendment has been submitted to appropriate the additional funding to meet the proposed fees.

**Date:** 02/02/06 / tmb