

Department of Planning and Budget 2007 Fiscal Impact Statement

1. Bill Number HB2368ER

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed

Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron Nutter

3. Committee Passed Both Houses

4. Title Compensation of experts in criminal cases.

5. Summary/Purpose: Increases the maximum fee from \$400 to \$750 that the court may pay for professional services rendered by each psychiatrist, clinical psychologist or other expert appointed by the court to render professional service in a criminal case.

6. Fiscal Impact Estimates are: Final (see item 8)

Expenditure Impact:

<i>Fiscal Year</i>	<i>Dollars</i>	<i>Positions</i>	<i>Fund</i>
2007-08	\$517,285	0	GF
2008-09	\$517,285	0	GF
2009-10	\$517,285	0	GF
2010-11	\$517,285	0	GF
2011-12	\$517,285	0	GF
2012-13	\$517,285	0	GF

7. Budget amendment necessary: Yes, Item 32

8. Fiscal implications: In FY06, almost \$592,000 was spent for experts and physicians appointed by the court for professional services. The calculations in item 6 assume:

- 1) These services will be needed at the same rate as in FY06
- 2) Calculations are based on a 87.5 percent fee increase (this is the percentage increase from \$400 to \$750)
- 3) The revenue shown only represents the additional revenue up and beyond the amount already collected at the \$400 fee rate.

In the General Assembly conference budget report, this bill was not funded. This could cause a funding shortfall in the Criminal Fund.

9. Specific agency or political subdivisions affected: Courts

10. Technical amendment necessary: Recommend the following amendment: "That the provisions of this act shall not become effective unless an appropriation of general funds

effectuating the purposes of this act is included in the general appropriations act passed by the 2007 Session of the General Assembly, which becomes law.”

11. Other comments: None

Date: 03/14/07 / RMT

Document: G:\FIS 2007\HB2368ER.Doc Reginald Thompson