

## Department of Planning and Budget 2007 Fiscal Impact Statement

**1. Bill Number** SB1103

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

**2. Patron** Puller

**3. Committee** Rehabilitation and Social Services

**4. Title** Insane defendants; restoration of competency.

**5. Summary/Purpose:** This bill amends Virginia code §§19.2-169.2 and 19.2-169.3 to clarify the role of the director of the community services board or behavioral health authority in restoring the competency of a defendant who is receiving treatment on an outpatient basis. It also provides that the director is to make and receive reports regarding the competency of the defendant.

**6. Fiscal Impact:** None

**7. Budget amendment necessary:** No

**8. Fiscal implications:** None

**9. Specific agency or political subdivisions affected:** DMHMRSAS; Community Services Boards / Behavioral Health Authorities

**10. Technical amendment necessary:** No

**11. Other comments:** During FY2006, CSB personnel provided court-ordered restoration services to 60 incompetent defendants at a cost of \$6,000 per case using existing appropriation. No specific funding was added to the FY 2006 – 2008 budget for this purpose. If a CSB is unable to provide outpatient services, the average cost of providing competency restoration services in a state hospital is between \$42,300 and \$65,250.

**Date:** 01/31/07/eee

**Document:** G:\FY2007\2007 Legislation\SB1103.Doc Emily Ehrlichmann

cc: Secretary of Health and Human Resources