

Department of Planning and Budget 2008 Fiscal Impact Statement

1. Bill Number: HB401

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

2. Patron: Hamilton

3. Committee: Courts of Justice

4. Title: Emergency custody; who may accept custody.

5. Summary: Allows the location to which a person is transported pursuant to an emergency custody order to accept custody of the person where (i) the location is licensed to provide the level of security necessary to protect the person and others from harm, (ii) the location is actually able to provide the level of security necessary to protect the person and others from harm, and (iii) the location is willing to accept custody of the person.

6. Fiscal Impact Estimates: Preliminary

7. Budget Amendment Necessary: No

8. Fiscal Implications: The substitute bill should not have a fiscal impact. The language creates a procedure that will allow law enforcement to transfer custody to the provider, which is currently not allowable. The bill will reduce the amount of time that is required of law enforcement agencies during the issuance and execution of emergency custody orders.

9. Specific Agency or Political Subdivisions Affected: Community Services Boards, Public Safety

10. Technical Amendment Necessary: No

Date: 2/4/2008 dpb

Document: G:\FY2008\FIS\Vtech\Agency FIS\HB401H1.Doc

cc: Secretary of Health and Human Resources