

Department of Planning and Budget 2013 Fiscal Impact Statement

1. Bill Number: HB 1728

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

2. Patron: Toscano

3. Committee: Courts of Justice

4. Title: Virginia Vulnerable Adult Protection Act

5. Summary: This bill creates the Virginia Vulnerable Adult Protection Act, which prohibits an individual in a position of trust to a vulnerable adult from using the vulnerable adult's property or assets for his own purposes. Such individual is liable for actual damages incurred by the vulnerable adult and may be liable for punitive damages. An individual in a position of trust who uses the vulnerable adult's property for his own purposes may also be barred from inheriting from the vulnerable adult or serving in a fiduciary capacity for the vulnerable adult, and may face other collateral consequences.

6. Budget Amendment Necessary: No.

7. No Fiscal Impact

8. Fiscal Implications: This bill does not have a fiscal impact on the state because it involves creating a civil cause of action for vulnerable adults that are financially exploited by a person with a "position of trust" over the vulnerable adult.

9. Specific Agency or Political Subdivisions Affected: None.

10. Technical Amendment Necessary: No.

11. Other Comments: None.

Date: 1/11/13

Document: G:\GA Sessions\2013 Session\HB1728.docx