

Department of Planning and Budget

2018 Fiscal Impact Statement

1. Bill Number: SB395

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: Barker

3. Committee: Commerce and Labor

4. Title: Virginia Birth-Related Neurological Injury Compensation Program; awards

5. Summary: Establishes criteria for and limits on reimbursements provided for nursing or attendant care provided by an adult relative or legal guardian of an admitted claimant under the Virginia Birth-Related Neurological Injury Compensation Program (Program). The measure also (i) requires an admitted claimant's parent or legal guardian to purchase private health insurance policy covering the claimant; (ii) provides for reimbursement of all or part of the insurance premium; (iii) requires the parent or legal guardian of an admitted claimant to place loss-of-earnings benefits into a trust for the benefit of the claimant; (iv) makes such loss-of-earnings benefits subject to repayment that is triggered by receipt of Medicaid payments; and (v) repeals provision regarding retroactive application of amendments to the Program enacted in 1990.

6. Budget Amendment Necessary: Indeterminate – see Item 8.

7. Fiscal Impact Estimates: Indeterminate – see Item 8.

8. Fiscal Implications: The fiscal impact of the proposed legislation cannot be determined at this time. The Department of Planning and Budget has not received data from all of the agencies impacted by the proposed legislation.

9. Specific Agency or Political Subdivisions Affected: Virginia Workers' Compensation Commission, State Corporation Commission, Department of Medical Assistance Services, and Virginia Birth-Related Neurological Injury Program.

10. Technical Amendment Necessary: No.

11. Other Comments: None.