

**Department of Planning and Budget
2010 Fiscal Impact Statement**

1. Bill Number: HB 40

House of Origin	<u> X </u>	Introduced	<u> </u>	Substitute	<u> </u>	Engrossed
Second House	<u> </u>	In Committee	<u> </u>	Substitute	<u> </u>	Enrolled

2. Patron: Orrock

3. Committee: Courts of Justice

4. Title: Disabled parent; cannot be guilty of criminal nonsupport if child is in necessitous circumstances

5. Summary: Provides that a parent who is permanently and totally disabled cannot be guilty of criminal nonsupport of his child if the child is in necessitous circumstances. Currently, only the parent of a child who is receiving aid from a federal or state agency cannot be guilty of criminal nonsupport.

6. No Fiscal Impact

7. Budget Amendment Necessary: No

8. Fiscal Implications: Child support orders would still be issued for the noncustodial parents impacted by this legislation. Therefore, there is no significant impact on collections. This bill would simply prohibit the criminal prosecution of the disabled parents.

9. Specific Agency or Political Subdivisions Affected:
Department of Social Services

10. Technical Amendment Necessary: None

11. Other Comments: None

Date: 1/14/2010

Document: G:\2010 Fiscal Year\10 General Assembly\2010 EFIS\HB40.Doc