

Department of Planning and Budget 2011 Fiscal Impact Statement - Revised

- 1. Bill Number:** HB 1790
- House of Origin** ☒ Introduced ☐ Substitute ☐ Engrossed
- Second House** ☐ In Committee ☐ Substitute ☐ Enrolled
- 2. Patron:** Tata
- 3. Committee:** Health, Welfare and Institutions
- 4. Title:** Discharge from a training center; consent of parent, guardian, or responsible person required
- 5. Summary:** This bill amends the current language in the Code of Virginia regarding discharges from a state operated training center to restrict the condition of the discharge to approval of the individual or, if he / she is deemed incapacitated to make decisions, the approval of his / her 'legally authorized representative' and upon disclosure of the availability and accessibility of services sufficient to meet the needs of the individual.
- 6. Fiscal Impact Estimates:** Indeterminate. See Fiscal Implications below.
- 7. Budget Amendment Necessary:** No.
- 8. Fiscal Implications:** This bill would limit DBHDS' ability to manage the census of the training centers in a manner consistent with sound policy. Current regulations and statute require training center staff to discuss discharge options at annual meetings with individuals who live at training centers and their authorized representatives. In addition, the U.S. Department of Justice has in other states required them to step up discharge efforts at training centers. This bill eliminates DBHDS' ability to reduce the census and/or close a training center.
- 9. Specific Agency or Political Subdivisions Affected:** Department of Behavioral Health and Developmental Services

Date: 01/18/2011

Document: G:\FY2011\FIS\DBHDS Finished\HB1790.Doc

Cc: Secretary of Health and Human Resources