

# Department of Planning and Budget

## 2014 Fiscal Impact Statement

- 1. Bill Number:** HB637

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

- 2. Patron:** Campbell

- 3. Committee:** House Committee for Courts of Justice

- 4. Title:** Involuntary commitment; special justice and attorney fees

5. **Summary:** Increases the fee paid to special justices for hearings for involuntary commitment from \$86.25 to \$150 and for certification hearings and orders for judicial authorization of treatment from \$43.25 to \$75 and increases fees paid to attorneys appointed in involuntary commitment from \$75 to \$120 and for guardianship cases from \$43.25 to \$75.

- 6. Budget Amendment Necessary:** Yes, Item 40 (\$ 2,330,253)  
Item 41 (\$ 155,999)  
Item 42 (\$ 349,366)

- ## 7. Fiscal Impact Estimates: Preliminary (See Item #8)

- 8. Fiscal Implications:** The proposed legislation amends § 37.2-804 by increasing the fees paid to special justices presiding and attorneys representing adult and juvenile respondents in proceedings involving civil commitment, certification and judicial authorization of treatment. These fees are paid from the Involuntary Mental Commitment (IMC) fund appropriated for court proceedings. The total estimated fiscal impact of this legislation is \$2,835,618. The following table provides a side by side view of the impact of a proposed fee change:

	Current Fee	Proposed Fee	Fee Increase	FY2013 actual expenses	FY2015 estimated expenses (assumes FY2013 hearing levels)	Estimated increase in expenses
Commitment Hearing	\$86.25	\$150.00	\$63.75	\$2,066,530	\$3,585,562	<b>\$1,519,032</b>
Certification and judicial authorization of treatment	\$43.25	\$75.00	\$31.75	\$136,757	\$237,150	<b>\$100,393</b>
Attorney fee for commitment and certification hearings	\$75.00	\$120.00	\$45.00	\$1,895,384	\$3,027,572	<b>\$1,132,188</b>
Attorney fee for judicial authorization of treatment hearings	\$43.25	\$75.00	\$31.75	\$114,430	\$198,435	<b>\$84,005</b>

**9. Specific Agency or Political Subdivisions Affected:** Courts

**10. Technical Amendment Necessary:** Yes, line 28, after “under”, strike “§ 37.2-806 or”

**11. Other Comments:** None

RMT