

Department of Planning and Budget 2018 Fiscal Impact Statement

1. Bill Number: HB 934

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: Hope

3. Committee: House Courts of Justice

4. Title: Medical and mental health treatment of jail inmates

5. Summary:

The proposed legislation would establish a process whereby a sheriff or regional jail administrator could petition a court to order medical or mental health treatment for an inmate who was incapable, either mentally or physically, of giving informed consent to such treatment.

6. Budget Amendment Necessary: Indeterminate.

7. Fiscal Impact Estimates: Preliminary. See Item 8.

8. Fiscal Implications:

All fees, costs, and other expenses, including fees and expenses for special justices or substitute judges, psychologists, physicians, and attorneys, would be paid by the Commonwealth, under the provisions of the proposed legislation. The Compensation Board reported that in FY 2017, 955 jail inmates with mental illness refused psychotropic medication. However, there is no information on how many of those inmates were incapable of giving informed consent for whom the sheriff or jail administrator could have, under the terms of the proposed legislation, sought a court order authorizing treatment. Therefore, the potential fiscal impact for the Commonwealth of the legislation cannot be estimated.

9. Specific Agency or Political Subdivisions Affected:

Compensation Board
Sheriffs
Regional jail administrators
Circuit and district court judges

10. Technical Amendment Necessary: None.

11. Other Comments: None.