

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION**

**March 29, 2003**

**TO:** Honorable Will Hartnett, Chair, House Committee on Judicial Affairs

**FROM:** John Keel, Director, Legislative Budget Board

**IN RE: HB2679** by Hartnett (Relating to the authority of a guardian of the person of a ward to transport the ward to an inpatient mental health facility and file for emergency detention under certain circumstances and to consent to the administration of certain medication.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

This bill amends various sections of the Texas Probate Code and the Health and Safety Code to allow guardians of adult wards to transport (without the necessity of law enforcement) their wards to an inpatient psychiatric facility for an Emergency Detention evaluation to determine if they meet the criteria for court-ordered services and to allow guardians to provide consent for the administration of psychoactive medications to an adult ward who is on an order of protective custody or court-order for inpatient psychiatric services. The Department of Mental Health and Mental Retardation indicates this bill would not change the criteria for admission to court-ordered services. The Department of Public Safety indicates that there may be some operational impact in the way of training, but no significant fiscal impact.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council, 405 Department of Public Safety, 655 Department of Mental Health and Mental Retardation

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