

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

May 19, 2011

TO: Honorable Richard Pena Raymond, Chair, House Committee on Human Services

FROM: John S O'Brien, Director, Legislative Budget Board

IN RE: SB220 by Nelson (Relating to guardianships, including the assessment of prospective wards for, and the provision of, guardianship services by the Department of Aging and Disability Services.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend sections of Human Resources Code 32 and 161, various sections of the Texas Probate Code, and Section 111.042 Government Code.

The sections amended in the Human Resources Code, Texas Probate Code, and Government Code clarify certain record issues for the Department of Aging and Disability Services guardianship program, addresses the assignment and removal of guardians, computing of applied income, the successor guardianship process, reinstatement of guardianships, notification of potential volunteer guardians who are related to the ward, and references abuse, neglect, and exploitation, using adult protective services definitions as a basis for removing a guardian.

The Office of Court Administration indicated there would be no significant fiscal implication to implement provisions of the Act. The Department of Aging and Disability Services and Department of Family and Protective Services indicated there would be no fiscal impact, as the bill would not result in a significant change to provider reimbursement.

The Act would take effect September 1, 2011.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 530 Family and Protective Services, Department of, 539 Aging and Disability Services, Department of

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