

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION

March 15, 2021

TO: Honorable Jeff Leach, Chair, House Committee on Judiciary & Civil Jurisprudence

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB1675 by Allison (Relating to guardianships of wards with profound intellectual disabilities who are minors or were minors when their guardianship proceedings commenced.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Estates Code to exempt an application for guardianship of a minor with a profound intellectual disability from the requirements of a hearing, the appointment of an attorney ad litem, and a required investigation by a court-appointed investigator, if the proposed guardian submits an affidavit which states the proposed guardian is the parent and primary caregiver of the minor. Under the bill's provisions, the guardianship would continue after the minor becomes an adult without the hearing currently required to determine whether the minor has a disability which will continue into adulthood.

The bill would create exemptions for a parent guardian of such a ward from requirements relating to bonding, annual accountings, annual reports of the person and the court's annual review of the guardianship to determine if it should be continued, modified, or terminated. The bill would allow the court's review to be conducted no more frequently than once every five years.

Based on information provided by the Office of Court Administration, no significant fiscal impact to the state court system is anticipated as a result from implementing the provisions of the bill.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Admin

LBB Staff: JMc, SLE, MW, BH