

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

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**April 20, 2021**

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

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB2439** by White (Relating to the appointment of a temporary guardian to receive certain social security benefits.), **As Introduced**

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would amend the Estates Code to create a procedure for the appointment of a temporary guardian for a ward for the limited purpose of receiving Social Security benefits on behalf of the ward's estate for 30 days, subject to one extension of an additional 30 days, or until a permanent guardian is appointed, whichever period is shorter. Under the bill's provisions, costs and attorney's fees would be paid in accordance with current statute requiring costs and fees to be paid in the following order: from the ward's estate, by the person who incurred the costs, or the county if the estate and the litigant are indigent.

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, BH, AF