



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 2007

PRINTERS NO. 3441

PRIME SPONSOR: Bizzarro

COST / (SAVINGS)

FUND	FY 2013/14	FY 2014/15
General Fund	\$0	\$0

SUMMARY:

House Bill 2007 amends Title 20 (Decedents, Estates and Fiduciaries) concerning durable powers of attorney. It would take effect in 60 days.

ANALYSIS:

A "power of attorney" is a legal document in which a person (the principal) appoints another (the agent) to act on his or her behalf. Current law provides an acknowledgement that any person acting as an agent for another through the use of a power of attorney must sign. This legislation adds the following to that acknowledgement: "I understand that if any intentional act or omission on my part as the agent causes harm to the principal, I may be subject to criminal penalties."

This legislation also adds a condition under which an Area Agency on Aging (AAA) may seek access to confidential records of a principal through court order. Under current law there are two conditions and House Bill 2007 would add a third: when the AAA has a good faith belief that a crime has been committed and alleges that the principal lacks the capacity to provide consent to the release of confidential records.

FISCAL IMPACT:

Enactment of this legislation will have no adverse impact on Commonwealth funds.

PREPARED BY: Jeff Miller
House Appropriations Committee (R)

DATE: June 3, 2014

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.