

# FINAL FISCAL NOTE

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SHORT TITLE: MENTAL HEALTH DUTY TO WARN TARGET ENTITIES

Fiscal Impact Summary*	FY 2014-2015	FY 2015-2016
State Revenue		
State Expenditures	Potential workload decrease.	
FTE Position Change		
Appropriation Required: None.		

<sup>\*</sup> This summary shows changes from current law under the bill for each fiscal year.

# **Summary of Legislation**

Current law provides civil immunity for mental health providers who have a duty to warn a specific person or persons when a patient has communicated to a provider a serious threat of imminent physical violence against a person or persons. The bill repeals and reenacts this statute to extend that immunity to organizations that provide mental health services and to extend the duty to warn to include a warning to the specific person or persons responsible for a specific location or entity identified in a threat. This civil immunity from liability applies only to situations where a patient has communicated to a mental health provider a serious threat of imminent physical violence to an entity or entities. The bill provides related definitions.

### **State Expenditures**

The bill may decrease workload for the Judicial Branch by a minimal amount. By expanding immunity to additional potential parties in litigation, the trial courts within the Judicial Branch may see a slight decrease in the number or complexity of current and future cases. However, given the relatively low number of cases related to duty to warn and mental health provider immunity, this may be conducted within the normal course of business and does not require any adjustment to Judicial Branch appropriations.

#### **Effective Date**

The bill was signed into law by the Governor and took effect on April 7, 2014.

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<sup>&</sup>lt;sup>1</sup> Section 13-21-117, C.R.S.

HB14-1271

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## **State and Local Government Contacts**

Human Services Regulatory Agencies Municipal League Judicial Public Health and Environment Counties Special Districts