

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

**FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION**  
**Revision 2**

**April 5, 2011**

**TO:** Honorable Jim Jackson, Chair, House Committee on Judiciary & Civil Jurisprudence

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

**IN RE: HB1325** by Hartnett (relating to payment of the costs for services of a guardian ad litem, court visitor, and attorney ad litem in a guardianship proceeding.), **Committee Report 1st House, Substituted**

**No fiscal implication to the State is anticipated.**

The bill would amend the Texas Probate Code to remove the requirement that a county must pay outstanding costs for services of a guardian ad litem, an attorney ad litem, or a court visitor in a guardianship proceeding. A court would be authorized to order an applicant in a guardianship proceeding to pay the costs for services if a proposed ward's assets or the guardianship estate are insufficient to pay the cost, or the applicant's gross family income exceeds 200 percent of the federal poverty level.

**Local Government Impact**

There could be a savings to a county depending on the number of guardianship proceedings; however, the amount is not anticipated to be significant.

Comal and Travis counties reported the fiscal impact is not anticipated to be significant.

**Source Agencies:** 212 Office of Court Administration, Texas Judicial Council

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