Department of Planning and Budget
2026 General Assembly Session
State Fiscal Impact Statement

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Bill Number: SB735PER **Patron:** Diggs
Bill Title: Temporary detention; certified evaluators; sunset repealed.

Bill Summary: Extends by one year the July 1, 2026, sunset on the current provisions of law authorizing hospitals with a psychiatric emergency department located in the City of Hampton to employ certain trained individuals to perform evaluations to determine whether a person meets the criteria for temporary detention for behavioral health treatment. The current law also requires participating hospitals with psychiatric emergency departments in the City of Hampton to submit monthly and annual reports on temporary detentions and crisis evaluations.

Budget Amendment Necessary: No **Items Impacted:** None

Fiscal Summary: Any administrative costs of extending the sunset by one year can continue to be absorbed in existing resources.

Fiscal Analysis: Chapter 780, 2024 Acts of Assembly, allowed hospitals in Hampton with a psychiatric emergency department to utilize their own certified evaluators for determination of need for a temporary detention order or crisis services. Currently, only one hospital meets these requirements: Riverside Health in Hampton. Since 2024, the hospital has conducted over 1,000 evaluations utilizing 23 staff that have been certified as evaluators.

Enactment seven of the law requires that the hospital incur the costs of training and supervision of any certified evaluators that it utilizes, however, the Department of Behavioral Health and Developmental Services (DBHDS) has implemented and conducted the training, assistance, monitoring, and data analysis of the certified evaluators in an identical manner as it provides these elements for community services boards emergency services. No administrative costs were identified in the original fiscal impact statement, and as the pilot program was short-term, DBHDS has utilized existing resources to provide this oversight. In a June, 2025 report to the General Assembly, DBHDS stated that throughout the first year of the pilot's operation, staff had spent approximately 80 hours working with Riverside to implement and monitor the program.

Other: This bill is a companion to HB1292.