

Department of Planning and Budget 2001 Fiscal Impact Statement

1. Bill Number HB2181

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Engrossed
Second House	<input checked="" type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron Dudley

3. Committee Finance

4. Title Payments from the Tobacco Indemnification & Community Revitalization Fund

5. Summary/Purpose:

This bill provides that payments made to tobacco farmers from the Tobacco Indemnification and Community Revitalization (TICR) Fund shall not be transferable or assignable, except in certain circumstances such as part of a property settlement agreement. The bill also (i) prohibits grants, loans or other distributions paid from the Fund to promote economic growth and development from being subject to execution, levy, attachment, garnishment or other legal process, (ii) authorizes the Commission to recover payments erroneously made from the Fund, (iii) provides time limitations regarding applications for indemnification payments, and (iv) adds confidentiality provisions relating to certain personal and financial information provided to the Tobacco Indemnification and Community Revitalization Commission.

Amendments to the bill remove the prohibition to appeal a determination of erroneous payment made by the Commission and makes any determination subject to judicial or administrative review.

6. Fiscal Impact Estimates are: Unavailable

7. Budget amendment necessary: No

8. Fiscal implications: This bill may have a fiscal impact in terms of attorney's fees if determinations are appealed and forced to be resolved in court. At this time, it is not possible to estimate what the future fiscal impact may be.

9. Specific agency or political subdivisions affected: Tobacco Indemnification and Community Revitalization Commission

10. Technical amendment necessary: No

11. Other comments: This bill has an emergency enactment clause.

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cc: Secretary of Commerce and Trade

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