

Department of Planning and Budget 2005 Fiscal Impact Statement

1. Bill Number SB 898

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

2. Patron Norment

3. Committee Privileges and Elections

4. Title Defense of electoral board members and general registrar staff; costs.

5. Summary/Purpose:

Provides that if legal defense is not provided under applicable insurance coverage, such persons may apply to Treasury's Division of Risk Management to assign defense counsel and the costs of defense, including attorneys' fees, shall be paid by the Commonwealth.

6. Fiscal Impact Estimates are: Indeterminate. See item 8, below.

7. Budget amendment necessary: No.

8. Fiscal implications:

The Department of Treasury's Division of Risk Management currently provides liability insurance for electoral board members, general registrars, and general registrar staff. The annual premiums for this insurance are paid by the Board of Elections. This bill provides that if the Division of Risk Management were to hire a private attorney to represent an electoral board member or general registrar staff person who is a defendant in a civil matter arising out of the performance of his official duties, the Division of Risk Management will pay that attorney's legal fees. Risk Management pays these fees from nongeneral funds in the State Insurance Reserve Trust Fund. This bill codifies current practice.

9. Specific agency or political subdivisions affected: Department of the Treasury's Division of Risk Management, general registrars and their staff, Board of Elections.

10. Technical amendment necessary: No.

11. Other comments: None.

Date: 02/21/05/tmw

Document: G:\2005 Session\Legislation\SB898H1.Doc

cc: Secretary of Finance
Secretary of Administration