

**Department of Planning and Budget
2005 Fiscal Impact Statement**

REVISED

1. Bill Number SB902

House of Origin Introduced Substitute Engrossed
Second House In Committee Substitute Enrolled

2. Patron Norment

3. Committee Courts of Justice

4. Title Virginia Commission on the Offices of the Clerks of the Circuit Courts; Tech.
Trust Fund Fee.

5. Summary/Purpose:

This revised impact statement provides more detailed explanation on the fiscal impact, and a marginal increase in the non-general fund cost.

Creates a legislative commission to study, report, and make recommendations on the operations of the clerks' offices of the circuit courts. The Commission expires on July 1, 2007. The bill prohibits the transfer of funds out of the Technology Trust Fund, including transfers to the general fund. The bill also provides that the Technology Trust Fund Fee is to be used to fund this Commission.

6. Fiscal Impact Estimates are: PRELIMINARY; see Item 8 below.

7. Budget amendment necessary: Yes. Item 66 and §3-1.01.Q.1.

8. Fiscal implications: The proposed legislation is not expected to have a significant fiscal impact on Technology Trust Fund revenue. However, any dollars diverted from the fund will impact localities by reducing the amount of funding available to be allocated by the Compensation Board. Below is the estimated cost to fund the Commission:

Estimated annual costs

Number of Commission members:	13 (6 legislative, 7 non legislative)
Meetings per year:	4
Compensation for non legislative members:	\$50 per meeting
Compensation for legislative members:	\$200 per meeting (3 calculated)
Per Diem for all members:	\$117
Printing costs:	\$6,000
Non personal services:	\$5,000
Subtotal compensation (number of members * meetings per year * \$200 or \$50):	\$6,750
Subtotal Per Diem:	\$6,084
Subtotal non personal, printing:	\$11,000
Total Annual Cost:	\$23,834

The proposed term for each appointee is two years, with the Commission's provisions expiring on July 1, 2007. Compensation for legislators is \$200 per meeting day unless the General Assembly is in session. For the non-legislative and citizen positions, compensation is \$50 per meeting day.

This bill also includes language that would prevent the transfer of Technology Trust Fund funds to the general fund. Chapter 4 (2004 Appropriation Act), § 3-1.01, paragraph Q.1., identifies \$115,696 that is to be transferred from the Technology Trust Fund to the general fund. If this transfer is not continued into the next biennium, an \$115,696 general fund shortfall will exist in fiscal years 2007 and 2008.

9. Specific agency or political subdivisions affected: Legislative Department, Compensation Board, circuit court clerk offices statewide

10. Technical amendment necessary: Yes. Delete second F in Chapter 40, replace with H.

11. Other comments: None

Date: 1/19/2005 cab

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cc: Secretary of Administration