

Department of Planning and Budget 2008 Fiscal Impact Statement

1. Bill Number: SB540S1

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

2. Patron: Obenshain

3. Committee: House Courts of Justice

4. Title: **Protective orders; expiration; Virginia Criminal Information Network.**

5. Summary: Provides that when a protective order is issued, a court shall immediately enter and transfer information to the Virginia Criminal Information Network (VCIN) system. A copy of such order shall also be delivered immediately to the primary law-enforcement agency responsible for service and entry of such orders for service on the person who is the subject of the order. The bill also establishes the precise time when protective orders expire so that they can automatically be cleared from VCIN. The bill also requires that clerks make electronic reports of certain proceedings or adjudications to the Central Criminal Records Exchange and defines the term "electronic report". The substitute version of this bill adds a second enactment clause providing a delay until July 1, 2009, of the requirement for submitting electronic reports for those circuit court clerks presently not using the case management system of the Supreme Court.

6. Fiscal Impact Estimates: Indeterminate (see Item 8)

7. Budget Amendment Necessary: No

8. Fiscal Implications: According to the Supreme Court, this legislation will require the courts to capture information about protective order proceedings in a different manner and transmit it more quickly; however, the cost to implement can be absorbed with current resources.

9. Specific Agency or Political Subdivisions Affected: Courts

10. Technical Amendment Necessary: No

11. Other Comments: Similar to HB753

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