

Department of Planning and Budget 2010 Fiscal Impact Statement

1. Bill Number: HB1065ER

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

2. Patron: Athey

3. Committee: Passed Both Houses

4. Title: Electronic filing of cases in circuit courts

5. Summary: Establishes electronic filing of cases in circuit courts by providing for acceptance of electronic images as original documents for filing and recording, and for the attachment of electronic seals or stamps for original signatures and notarizations in civil cases. The bill allows any clerk of circuit court to establish and operate a system for electronic filing in civil or criminal proceedings that shall be governed by the Rules of the Supreme Court of Virginia. However, the bill does not allow for electronic filing in certain classes of cases where particular forms are specified by statute (e.g., creation and execution of wills, codicils, testamentary trusts, premarital agreements, and negotiable instruments). This bill is a recommendation of the Judicial Council.

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

7. Budget Amendment Necessary: No

8. Fiscal Implications: According to the Supreme Court of Virginia (SCV), this legislation would have no direct fiscal impact on the financial resources of the court system.

There is a potential fiscal impact on circuit court clerks to facilitate the use of electronic filing of cases; however, this legislation does not require Clerks' offices to incur this expense.

9. Specific Agency or Political Subdivisions Affected: Courts; Circuit Court Clerks

10. Technical Amendment Necessary: No

11. Other Comments: None

Date: 4/9/2010 dpb

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