

## Department of Planning and Budget 2011 Fiscal Impact Statement

**1. Bill Number:** SB1369ER

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:** Locke

**3. Committee:** Passed Both Houses

**4. Title:** Electronic filing in civil or criminal proceedings.

**5. Summary:** The bill clarifies that clerks may provide official certificates and certified copies of records that contain personal identifying information electronically upon request. The bill also makes various changes to clerks' duties regarding electronic filing.

**6. Budget Amendment Necessary:** No

**7. Fiscal Impact Estimates:** Final (see Item #8)

**8. Fiscal Implications:** According to the Supreme Court of Virginia (SCV), it is not anticipated that any aspects of this legislation will have any appreciable fiscal impact on agency operations.

**9. Specific Agency or Political Subdivisions Affected:** SCV

**10. Technical Amendment Necessary:** No

**11. Other Comments:** § 17.1-502 of this legislation deals with interfacing circuit court clerks' information technology systems with the Supreme Court's system; including funding support. Included in this section is the following new language:

*Prior to incurring any costs, the Office of the Executive Secretary shall provide the circuit court clerk a written explanation and amount of the expenses for reimbursement from the Compensation Board, notify the circuit court clerk of the amount being requested for reimbursement and an explanation of the expenses incurred.*

The implementation of this language may not be practical for SCV because the funding in question is not tied to an individual service or to an individual clerk but for the collective benefit of all clerks who utilize the circuit court information technology systems. Consideration should be given to modifying this language to have the SCV provide expense information to the Compensation Board, not any individual clerk.

**Date:** March 4, 2011

**Document:** G:\2011 FIS\SB1369ER.Doc Reginald Thompson